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FILE NO. 12-97-15

RESOLUTION NO. 401-97

OPPOSING AB 829 WHICH WOULD WEAKEN THE GRAND JURY PROCESS IN THE STATE OF CALIFORNIA.

WHEREAS, Civil Grand Juries are established, pursuant to State law, in order to provide a citizens' review and perspective on local government programs and their efficacy and responsiveness to the public; and

WHEREAS, Last year, the State Legislature passed SB 1457, which amended the State law regarding the release of Grand Jury reports by strengthening and setting forth in detail the nature of the responses to the Grand Jury recommendations required of the affected public agencies and by prohibiting disclosure of the report by the affected agency prior to the public release of the final report; and

WHEREAS, This Board of Supervisors supported this strengthening of State law and its improvements to the Grand Jury process; and

WHEREAS, AB 829, a bill recently introduced in the State Legislature, would weaken the Grand Jury process by reducing the diversity of grand juries by requiring grand jurors to serve for a period of 18 months rather than the current one year, which would reduce the number of lower income individuals who are financially able to serve; and

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

WHEREAS, AB 829 would further weaken the Grand Jury process by requiring that grand jurors meet with the subjects of their reports prior to issuing those reports, thereby subjecting grand jurors, in some cases, to pressure to change the findings in those reports and possibly jeopardizing the confidentiality of the individuals who testified before the grand juries; and

WHEREAS, This Board of Supervisors strongly supports the grand jury system as it is now constituted; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco opposes AB 829 and its provisions to weaken the Grand Jury process; and be it

FURTHER RESOLVED, That this Board of Supervisors urges the State Legislature to vote against AB 829 and directs that its State advocate so advise the members of the Legislature and the Governor.

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

MAY 27 1997

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
12-97-15

MAY - 9 1997
Date Approved

Mayor

FILE NO. 12-97-16 RESOLUTION NO. 402-97

[Supporting State Assembly Bill 72 (Knox)]

SUPPORTING AB 72 (KNOX) WHICH WOULD PROVIDE FINANCIAL ASSISTANCE TO COUNTIES TO ESTABLISH AND ADMINISTER CITIZENSHIP SERVICES AND URGING THE CALIFORNIA STATE ASSEMBLY TO PASS AB 72 TO INSURE ATTAINMENT OF CITIZENSHIP THROUGH NATURALIZATION FOR ALL QUALIFIED IMMIGRANTS.

WHEREAS, The Board of Supervisors of the City and County of San Francisco has unanimously passed a Resolution number 1102-96 promoting a multi-level citizenship movement through maximizing citizenship classes and English as a Second Language (ESL) classes; and

WHEREAS, The enactment of the Welfare Reform Bill on August 22, 1996, prohibits elderly and disabled immigrants from receiving such basic life-preserving services as Supplemental Security Income (SSI), Medicaid and Food Stamps; and

WHEREAS, Many of these elderly and disabled immigrants have legally resided and worked in the U.S. for many years and are eligible for U.S. citizenship; and

WHEREAS, Becoming U.S. citizens would enable these individuals to maintain their basic food, housing and medical care by retaining eligibility for federal SSI, food stamps and Medicaid; and

[Supervisor Teng], Leal, Medina, Brown, Yee, Bierman, Kaufman, Katz

WHEREAS, Many of these individuals, despite their eligibility for U.S. citizenship, require application assistance because of advanced age, disabilities, and language barriers; and

WHEREAS, Long waiting lists and backlogs already make it hard for immigrants to apply for citizenship; and

WHEREAS, AB 72 "Citizenship Assistance", introduced by Assemblyman Knox and co-authored by Assemblyman Shelley, would require the State to allocate monies to counties to fund citizenship assistance centers; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports AB 72 which would provide financial assistance to counties to establish and administer citizenship services; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California State Assembly to pass AB 72 to insure attainment of citizenship through naturalization for all qualified immigrants.

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jan Lum
Acting Clerk

File No.
12-97-16

MAY - 9 1997
Date Approved

Mayor

FILE NO. 12-97-17 RESOLUTION NO. 403-97

[Supporting AB 1197]

SUPPORTING AB 1197, URGING THE CALIFORNIA STATE ASSEMBLY TO PASS AB 1197 TO CREATE THE STATE SAFETY NET PROGRAM FOR LEGAL IMMIGRANTS AND DIRECTING THE CLERK TO FORWARD A COPY OF THIS RESOLUTION TO THE CITY'S LOBBYIST IN SACRAMENTO.

WHEREAS, The official policy of the Board of Supervisors declares the City and County of San Francisco to be a "Safety Zone," where all persons are treated equally, with respect and dignity, regardless of immigration status; and

WHEREAS, This policy (Resolution #1101-96) was unanimously passed by the Board of Supervisors on December 9, 1996, and signed by the Mayor on December 13, 1996; and

WHEREAS, The enactment of the Welfare Reform Bill on August 22, 1996 has caused widespread fear and anxiety within the immigrant community; and

WHEREAS, Under the Welfare Reform Bill, legal immigrants and refugees will be denied access to critical services including In-Home Supportive Services (IHSS), Supplemental Security Income (SSI), Medicaid and Food stamps; and

WHEREAS, In California, 322,000 legal immigrants (19,000 in San Francisco), will loss these critical life-dependent benefits by August 22, 1997; and

WHEREAS, For these immigrants, the loss of these benefits may mean loss of dignity, and living with homelessness and hunger; and

[Supervisors Teng,], Leal, Medina, Brown, Yee, Bierman, Kaufman, Katz

WHEREAS, AB 1197, sponsored by Assembly member Antonio Villaraigosa (D-LA), would create a State safety net program for legal immigrants; and

WHEREAS, AB 1197 would fully replace SSI benefits to the elderly, blind, and disabled immigrants; provide nutritional assistance program for immigrants losing Food Stamps; maintain long-term care for all immigrants regardless of immigration status; keep In-Home Supportive Services for immigrants; and provide funds for Community Based Organizations to assist immigrants in becoming citizens; and

WHEREAS, The registered supporters of AB 1197 include American Civil Liberties Union, Mexican American Legal Defense and Educational Fund, California Association of Catholic Hospitals, Western Center of Law And Poverty, National Senior Citizens Law Center, Northern California Coalition for Immigrant Rights, California Hispanic Health Care Association, Modesto Independent Living Center, California State Association of Counties, St. Francis Medical Center, California Food Policy Advocates, Coalition of California Welfare Rights Organizations, and Service Employees International Union; and

WHEREAS, AB 1197 is consistent with the City's official policy; therefore be it

[Supervisors Teng,]

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RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports AB 1197; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California State Assembly to pass AB 1197 to create the State safety net program for legal immigrants; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco directs the Clerk to forward a copy of this resolution to the City's lobbyist in Sacramento, California.

[Supervisors Teng.]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 12-97-17

MAY - 9 1997

Date Approved

Mayor

FILE NO. 12-97-18 RESOLUTION NO. 404-97

[Support of Senate Bill 885: AIDS Clean Needle and Syringe Exchange Pilot Pro]

EXPRESSING THE SUPPORT OF THE SAN FRANCISCO BOARD OF SUPERVISORS OF SENATE BILL 885 ALLOWING ANY COUNTY OR CITY TO ENACT A ONE-FOR-ONE CLEAN NEEDLE EXCHANGE PILOT PROJECT, IF REQUESTED BY THAT LOCALITY

Whereas, Needle Exchange programs allow injection drug users to turn in used syringes in exchange for clean ones; and,

Whereas, Senate Bill 885 allows any county or city to enact a one-for-one Clean Needle Exchange Pilot Project, if requested by that locality; and,

Whereas, Senate Bill 885 would authorize pharmacists, physicians, and certain persons authorized under the pilot project to furnish hypodermic needles and syringes without a prescription or permit through the pilot project; and,

Whereas, Injection use continues to be the second leading cause of HIV transmission among all Californians; AIDS cases reported among heterosexual injection drug users jumped nearly 370% between 1990-1995; and,

Whereas, The Centers for Disease Control and Prevention reports that most new HIV infections in the United States are linked to injection drug use; and,

Whereas, Numerous scientific studies have clearly shown that needle exchange programs are an effective prevention tool which decrease unsafe needle sharing and slow the spread of HIV without increasing drug use; and,

Whereas, Needle Exchange is one of the most cost-effective means of reaching extremely disenfranchised individuals at highest risk for HIV;

Supervisors Brown, Medina, Yaki, Ammiano, Teng, Newsom, Bierman, Kaufman, Katz

Whereas, Californians would be better served through the implementation of a statewide policy to allow localities to set up needle exchange programs; now, therefore, be it

Resolved, That the San Francisco Board of Supervisors expresses its support of Senate Bill 885 sponsored by Senator Diane Watson allowing any county or city to enact a one-for-one Needle Exchange Pilot Program if requested by that locality.

SupervisorsAmos Brown, Medina, Yaki, Ammiano, Teng, Newsom

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
12-97-18

MAY - 9 1997

Date Approved

Mayor

FILE NO. 13-97-13 RESOLUTION NO. 405-97

[Support S. 615, "Fairness for Legal Immigrants Act of 1997"]

SUPPORTING S. 615, URGING THE UNITED STATES SENATE TO PASS S. 615 TO ADDRESS THE PLIGHT OF THE LEGAL IMMIGRANTS AND MAINTAIN THE PRINCIPLE OF FAIRNESS AND DIRECTING THE CLERK TO FORWARD A COPY OF THIS RESOLUTION TO THE CITY'S LOBBYIST IN WASHINGTON, D.C.

WHEREAS, The official policy of the Board of Supervisors declares the City and County of San Francisco to be a "Safety Zone," where all persons are treated equally, with respect and dignity, regardless of immigration status; and

WHEREAS, This policy (Resolution #1101-96) was unanimously passed by the Board of Supervisors on December 9, 1996, and signed by the Mayor on December 13, 1996; and

WHEREAS, The City and County of San Francisco recognizes that legal immigrants work hard, pay taxes, and contribute enormously to the economic vitality of the City; and

WHEREAS, The enactment of the Welfare Reform Bill on August 22, 1996, dramatically and negatively changed the status and expectations of 785,340 legal permanent residents throughout our country; and

WHEREAS, Under the Welfare Reform Bill, elderly and disabled immigrants will be denied access to critical services including Supplemental Security Income (SSI), Medicaid and Food Stamps; and

[Supervisors Teng,], Leal, Medina, Brown, Yee, Bierman, Kaufman, Katz

BOARD OF SUPERVISORS

WHEREAS, By August 22, 1997, 19,000 legal immigrants in San Francisco, the majority elderly and disabled, could lose these critical life-sustaining benefits; and

WHEREAS, The loss of these benefits may mean the loss of independence, subsistence, and the threat of impoverishment or destitution; and

WHEREAS, S. 615, "The Fairness for Legal Immigrants Act of 1997" is a bipartisan Senate Bill, sponsored by Senators Chafee (R-RI), Feinstein (D-CA), D'Amato (R-NY), Lieberman (D-CT), DeWine (R-OH), Mikulski (D-MD), and Moynihan (D-NY), which is based solely on the principle of fairness and on compassion; and

WHEREAS, The Fairness for Legal Immigrants Act of 1997 would restore SSI and Food Stamps benefits for those immigrants and refugees who were legal residents prior to August 22, 1996 and were receiving those benefits; and

WHEREAS, S. 615 is consistent with the Board of Supervisors' official policy; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports S. 615, "The Fairness for Legal Immigrants Act of 1997"; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the United States Senate to pass S. 615 to

[Supervisors Teng,]

BOARD OF SUPERVISORS

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address the plight of the legal immigrants and maintain the principle of fairness; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco directs the Clerk to forward a copy of this resolution to the City's lobbyist in Washington, D. C.

[Supervisors Teng.]

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 13-97-13

MAY - 9 1997
Date Approved

Mayor

FILE NO. 13-97-14 RESOLUTION NO. 406-97

[Presidio National Trust Board Composition]

URGING PRESIDENT CLINTON TO APPOINT ADDITIONAL MEMBERS TO THE PRESIDIO NATIONAL TRUST BOARD REFLECTING THE ETHNIC DIVERSITY OF THE CITY OF SAN FRANCISCO AND THE STATE OF CALIFORNIA.

WHEREAS, The Presidio National Trust Board was formed to oversee the transition of the Presidio from military use to a National Park; and,

WHEREAS, The Presidio is of great importance to all the people of San Francisco and California both for its beauty and for its significance as a historical site; and,

WHEREAS, The present Presidio National Trust Board as appointed by President Clinton does not adequately reflect the ethnic diversity of the population of San Francisco and California, and in particular the concerns of the Hispanic residents of California for whom the Presidio is a site of great historical and symbolic importance; let it therefore be

RESOLVED, That the San Francisco Board of Supervisors expresses disappointment at the lack of ethnic and cultural diversity among the current members of the Presidio National Trust Board; and be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors urges President Clinton to appoint additional members to the Presidio National Trust Board to reflect the concerns and expertise of the different ethnic communities of San Francisco and California.

Supervisors Jose Medina, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Joan Lum
Acting Clerk

File No. 13-97-14

MAY - 9 1997
Date Approved

Mayor

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FILE NO. 30-97-6

RESOLUTION NO. 407-97

[Public Health Contract]

AUTHORIZING THE DIRECTOR OF HEALTH TO ENTER INTO A CONTRACT WITH PUBLIC HEALTH FOUNDATION ENTERPRISES, INC. TO ENGAGE IN A PREVENTIVE HIV VACCINE ~~RESEARCH TRIAL~~ SAFETY AND IMMUNE RESPONSE TRIAL, SUBJECT TO CERTAIN CONDITIONS.

rlh 4/30/97

WHEREAS, The Department of Public Health, AIDS Office has been engaged in a Preventive HIV Vaccine Preparedness Study for three years; and,

WHEREAS, The Federal Drug Administration has now authorized the testing of two preventive HIV vaccines in controlled studies; and,

WHEREAS, The Department of Public Health, AIDS Office desires to participate in the testing of the preventive HIV vaccines; and,

WHEREAS, To participate in the study the Department of Public Health must enter into a contract with Public Health Foundation Enterprises, Inc.; and,

WHEREAS, Under the proposed contract (a copy of which is in Board File No. 30-97-6) the City would recruit volunteers for the study and administer the preventive HIV vaccines or a placebo to the participants; and,

WHEREAS, The proposed contract further provides that (1) the City will hold Public Health Foundation Enterprises, Inc. harmless and indemnify Public Health Foundation Enterprises, Inc. from liability for the services provided by the City; (2) the Project Manager for the AIDS Office will have the authority to agree to changes to the cost or budget of the preventive HIV vaccine ~~efficacy trial~~ safety and immune response trial program; now, therefore, be it

rlh 4/30/97

Supervisor Katz
BOARD OF SUPERVISORS

rlh 4/30/97

RESOLVED, That the Director of Health is hereby authorized to enter into the contract with the Public Health Foundation Enterprises, Inc. for the participation of the City in the Preventive HIV ~~Efficacy Trial~~ Safety and Immune Response Trial Study; and, be it

FURTHER RESOLVED, That this authorization to enter into the contract is conditioned upon the following:

1. That the contract be amended to provide that any and all changes to the budget or the overall cost of the program shall be reviewed and approved by the Board of Supervisors.

2. That the provisions of the February 4, 1997, letter from Pasteur Merieux Connaught to Patricia Fast, a copy of which is in Board File No. 30-97-6, shall be incorporated in the City's contract.

RECOMMENDED:

See file for signature
Sandra R. Hernandez, M.D.

RECOMMENDED:

See file for signature
Health Commission

Supervisor Katz
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
30-97-6

MAY - 9 1997
Date Approved

Mayor

FILE NO. 48-97-29

RESOLUTION NO. 408-97

RO#96217

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF ALAN TIAN LIN(A MINOR) FOR $16,500.00.

WHEREAS, Alan Tian Lin has filed a claim against the City and County of San Francisco for personal injury; and

WHEREAS, The Recreation and Park Department of the City and County of San Francisco has recommended settlement of said claim by payment of $16,500.00; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $16,500.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PARKS AND RECREATION

for JOEL ROBINSON, General Manager

FUNDS AVAILABLE:

(See attached)

EDWARD J. HARRINGTON
Controller

1G-AGF-AAA 97-09-42
975052 05311 $16,500.00

APPROVED:

PARKS AND RECREATION COMMISSION

for

MARGARET MCARTHUR
Secretary
RESOLUTION NO. 9716-214

BOARD OF SUPERVISORS

3/31/97

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 48-97-29

MAY - 9 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAY 27 1997

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FILE NO. 55-97-2 RESOLUTION NO. 409-97

[Sister Bridge Relationship]

SUPPORTING THE EFFORTS OF THE GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT TO DEVELOP A SISTER BRIDGE RELATIONSHIP AGREEMENT BETWEEN THE GOLDEN GATE BRIDGE AND THE YANGPU BRIDGE IN CHINA.

WHEREAS, The City and County of San Francisco is comprised of one of the most diversified ethnic populations in the world; and

WHEREAS, The City and County of San Francisco recognizes the value of excellent international relations, exchanges and its benefits to the citizens of San Francisco and its international friends; and

WHEREAS, The cities of San Francisco and Shanghai have an 18-year sister city relationship; and

WHEREAS, The citizens of San Francisco have a strong affection toward the Golden Gate Bridge, "Keeper of the Golden Gate," and regard it as the "Statue of Liberty" of the Pacific; and

WHEREAS, The Golden Gate Bridge has only one sister bridge relationship --- the Seto Ohashi Bridge in Japan; and

WHEREAS, The Golden Gate Bridge and the Yanpu Bridge are among the world's greatest suspension bridges are acclaimed as the world's most beautiful bridges, and

[Supervisors Teng], Brown, Kaufman, Medina, Leal, Bierman

BOARD OF SUPERVISORS

WHEREAS, The Golden Gate Bridge (completed in 1937) is 1.7 miles in length and has an average daily vehicle crossing of 116,000 vehicles; and

WHEREAS, The Yangpu Bridge in Shanghai, China (completed in 1993) is 4.88 miles in length and has a daily vehicle capacity of 50,000 vehicles; and

WHEREAS, The Yangpu Bridge is the largest cable-stayed bridge in the world and connects the City of Shanghai to the District of Pudong; and

WHEREAS, Pudong is one of the fastest growing economic districts in Shanghai and East China, with an annual economic growth rate over 20%; and

WHEREAS, By the end of 1996, Pudong has a total investment of $12.4 billion and 4,300 companies from 58 countries operate within its boundaries; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports the efforts of the Golden Gate Bridge, Highway and Transportation District to develop a Sister Bridge relationship agreement between the Golden Gate Bridge and the Yangpu Bridge in China.

[Supervisor Teng]

DOCUMENTS DEPT.

MAY 27 1997

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
55-97-2

MAY - 9 1997
Date Approved

Mayor

FILE NO. 65-97-4 RESOLUTION NO. 410-97

(Lease of Property)

AUTHORIZING A 40-YEAR LEASE OF PUBLIC UTILITIES COMMISSION LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND CISCO SYSTEMS, INC., IN SANTA CLARA COUNTY

WHEREAS, The Public Utilities Commission pursuant to Resolution 97-0058 approved the subject lease; and

WHEREAS, Section 2.110 of the Charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors; now, therefore, be it

RESOLVED, That this Board hereby approves that lease of 4.41± acres of pipeline right of way between the City and County of San Francisco, Lessor, and Cisco Systems, Inc., Lessee, having been approved pursuant to Public Utilities Commission Resolution No. 97-0058 adopted February 11, 1997.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Teng Yaki Yee

Excused: Supervisor Katz

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No. 65-97-4

MAY - 9 1997
Date Approved

Mayor

DOCUMENTS DEPT.

MAY 27 1997

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FILE NO. 92-97-11 RESOLUTION NO. 411-97

[Appointments]
APPOINTING MEMBERS TO THE LONG-TERM CARE PILOT PROJECT TASK FORCE; MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Long-Term Care Pilot Project Task Force, pursuant to the provisions of Resolution Nos. 1024-96 and 187-97 and California Welfare and Institutions Code Sections 14139.05 et seq., for indefinite terms:

Joanne Handy (Seat No. 29902 - Long-Term Care Services);

Anna Mullins (Seat No. 29909 - Hospitals);

Sal Rosselli (Seat No. 29912 - Labor);

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirement upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Long-Term Care Pilot Project Task Force is required to include one representative from hospitals and one representative from labor.

2. Applicants Anna Mullins, who is Senior Vice President of Catholic Healthcare West in San Francisco and a licensed clinician with more than 25 years of health care experience in Bay Area facilities, and Sal Rosselli, who is President of the Health Care Workers Union Local 250, are not residents of San Francisco.

3. Attempts were made to fill the positions for which Anna Mullins and Sal Rosselli applied with individuals who are City residents and who have the necessary unique experience, skills and qualifications, but such attempts were unsuccessful. The Board of Supervisors certifies that Anna Mullins and Sal Rosselli are uniquely qualified to serve as the representatives of hospitals and labor, respectively, on the Long-Term Care Pilot Project Task Force.

4. After exercising due diligence, the Board of Supervisors concludes that there are no other possible applicants who are residents of San Francisco and who have the experience, skills or qualifications possessed by these applicants, and who are willing to serve on the Task Force; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for Anna Mullins and Sal Rosselli, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
92-97-11

MAY - 9 1997
Date Approved

Mayor

FILE NO. 111-97-1 RESOLUTION NO. 412-97

[Zoning - Edgehill Mountain Slope Hazard Area]

CREATING THE EDGEHILL MOUNTAIN SLOPE HAZARD AREA, WHICH IS GENERALLY BOUNDED BY GARCIA AVENUE, VASQUEZ AVENUE, KENSINGTON WAY, AND ULLOA STREET AND TRAVERSED BY EDGEHILL WAY; IMPOSING INTERIM ZONING CONTROLS TO TEMPORARILY PROHIBIT THE APPROVAL OF PERMITS OR OTHER LAND USE ENTITLEMENTS, SUBJECT TO SPECIFIC EXEMPTIONS, FOR PROPERTY IN THE EDGEHILL MOUNTAIN SLOPE HAZARD AREA FOR A FOUR (4) MONTH PERIOD; REQUESTING VARIOUS CITY DEPARTMENTS TO PRESENT RECOMMENDATIONS TO THE BOARD CONCERNING REGULATORY MECHANISMS FOR RESOLVING SLOPE STABILITY AND OTHER ENGINEERING ISSUES IN THE EDGEHILL MOUNTAIN SLOPE HAZARD AREA; AND MAKING A FINDING OF CONSISTENCY WITH THE PRIORITY POLICIES OF THE SAN FRANCISCO MUNICIPAL CODE PART II, CHAPTER II ("PLANNING CODE").

WHEREAS, On or about January 5, 1997, a section of Edgehill Way and an adjacent retaining wall began to creep downhill endangering property on and adjacent to the slide area; and,

WHEREAS, Although San Francisco has not accepted Edgehill Way as a City street and does not maintain Edgehill Way, the Department of Public Works undertook emergency stabilization procedures along Edgehill Way to ensure public safety and minimize property damage; and,

WHEREAS, There is concern about slope stability problems along the Edgehill Way slide area and other parts of Edgehill Mountain so that a temporary moratorium should be imposed on areas and properties which are susceptible to potential slide damage or which may cause

further destabilization until permanent controls can be drafted, reviewed, and considered for adoption; and,

WHEREAS, The area subject to the temporary moratorium shall be referred to as the Edgehill Mountain Slope Hazard Area, which is generally bounded by Garcia Avenue, Vasquez Avenue, Kensington Way, and Ulloa Street and traversed by Edgehill Way; and,

WHEREAS, In recognition of the damage created by the slide that began on Edgehill Way on or about January 5, 1997, the interim zoning controls are not intended to preclude maintenance, repair, or other activities necessary to enhance slope stability on Edgehill Mountain or to minimize property damage directly related to the Edgehill Way slide area; and,

WHEREAS, Interim controls are necessary to afford the Board of Supervisors and Departments of Building Inspection, City Planning, and Public Works sufficient time to study the problems associated with slope stability in the Edgehill Mountain Slope Hazard Area while precluding activities that may further destabilize this Area; and,

WHEREAS, The Board of Supervisors is authorized by Section 306.7 of the Planning Code to impose interim zoning controls in order to protect the public health, safety, peace, and general welfare; and,

WHEREAS, These interim controls are appropriate to protect properties on or adjacent to Edgehill Mountain from adverse impacts from development during the next four (4) months pending completion of further study of permanent measures necessary to ensure protection of properties in the Edgehill Mountain Slope Hazard Area. These

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measures could then be incorporated in draft permanent legislation for review and action by appropriate City agencies, boards, and commissions; and,

WHEREAS, The Board of Supervisors has balanced the potential hardship on property owners caused by the imposition of these interim controls against the detriment to the public if no controls are adopted; now, therefore, be it

RESOLVED, That the Board of Supervisors, for purposes of this interim control, hereby creates the Edgehill Mountain Slope Hazard Area, which is generally bounded by Garcia Avenue, Vasquez Avenue, Kensington Way, and Ulloa Street and traversed by Edgehill Way. The Edgehill Mountain Slope Hazard Area is comprised of the following Assessor's Block Numbers: 2875, 2876, 2923, 2933, 2934, 2935, 2936A, and 2936B; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby imposes a temporary moratorium prohibiting any City agency, board, commission, officer, or employee from approving any demolition permit, grading permit, site permit, building permit, conditional use authorization, or any other land use entitlement for property located in the Edgehill Mountain Slope Hazard Area, if such permits or other land use entitlements would authorize or might contribute to new construction, alteration of land forms, removal of vegetation, alteration of natural drainage patterns, soil erosion, or increased surface runoff; and, be it

FURTHER RESOLVED, That the following projects or activities are exempt from this temporary moratorium:

(a) maintenance, repair, or other activity involving the interior, exterior, or both, of any legally existing structure or use, so long as such maintenance, repair, or other activity does not entail unmitigated disturbance of any soil or is covered by Act of God provisions of the Planning Code; and

(b) projects and related activities undertaken to minimize damage or potential damage associated with the Edgehill Way slide;

(c) projects and related activities undertaken to protect persons and property, to stabilize slopes, and/or to minimize soil erosion, surface runoff, or other factors that may negatively impact soil stability in the Edgehill Mountain Slope Hazard Area; and,

(d) projects undertaken directly by the City and County of San Francisco; and, be it

FURTHER RESOLVED, That the provisions of this Resolution shall remain in effect for a four (4) month period or until the adoption of permanent legislation regulating development on or adjacent to Edgehill Mountain, whichever first occurs; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests the Departments of Building Inspection, City Planning, and Public Works to present, before the term of the interim control expires, recommendations to the Board of Supervisors for regulatory mechanisms to resolve slope stability and other engineering issues for

structures and other uses within the Edgehill Mountain Slope Hazard Area; and, be it

FURTHER RESOLVED, That these interim controls advance and are consistent with the priority policies of Planning Code Section 101.1 in that they will conserve existing housing and neighborhood character and they have no have no adverse impact on existing neighborhood-serving retail uses, affordable housing, commuter traffic, the City's diverse economic base, earthquake preparedness, landmarks and historic buildings, or parks and open space.

APPROVED AS TO FORM:

LOUISE H. RENNE

City Attorney

By: John D. Malamut

John D. Malamut
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No. 111-97-1

MAY - 9 1997
Date Approved

Willie L. Brown Jr.
Mayor

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FILE NO. 148-97-2 AS AMENDED IN COMMITTEE 04/17/97 RESOLUTION NO. 413-97

(Grant - State Funds)

AUTHORIZING THE DIRECTOR OF PUBLIC WORKS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PARKING AND TRAFFIC TO EXECUTE DOCUMENTS NECESSARY TO APPLY FOR, ACCEPT AND EXPEND $618,173 OF TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE 3 FUNDS FOR BICYCLE AND PEDESTRIAN PROJECTS AND WAIVING INDIRECT COSTS; PLACING $267,182 ON RESERVE.

04/17/97 grh

WHEREAS, Article 3 of the Transportation Development Act (TDA), as amended (Pub. Util. Code Secs. 99233.3 and 99234), provides for the disbursement of funds in the nine-county Metropolitan Transportation Commission region for bicycle and pedestrian purposes; and

WHEREAS, the Department of Public Works has identified $309,086 of work to improve access for persons with disabilities by constructing curb ramps at various locations in the City; and,

WHEREAS, the Department of Parking and Traffic has identified $309,087 of work for various bicycle and pedestrian projects and programs; and

WHEREAS, the State of California reimburses for indirect (administrative) costs under this program; and

WHEREAS, pursuant to the TDA Article 3, as amended, and pursuant to the applicable rules and regulations thereunder (21 CA Admin Code 6600 et. seq.), a prospective claimant wishing to receive an allocation must file its claim with the Metropolitan Transportation Commission.

WHEREAS, the Department of Public Works will require $309,086 to install curb

Supervisors Leal, Bierman

BOARD OF SUPERVISORS

ramps in fiscal year 1997-98; and

WHEREAS, the Department of Parking and Traffic will require $309,087 for various bicycle and pedestrian projects; now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby authorize the Director of Public Works, with the approval of the City Administrator, and the Executive Director of Parking and Traffic to apply for, accept, and expend $618,173 of TDA Article 3 funds for fiscal year 1997-98, waiving indirect costs, and to execute any and all documents necessary therefore; and be it further

RESOLVED, that a copy of this resolution be transmitted to the Metropolitan Transportation Commission in conjunction with the filing of the claim, and the Metropolitan Transportation Commission be requested to grant the allocation of funds as specified herein; and be it

04/17/97 grh

FURTHER RESOLVED, That funds in the amount of $267,182 are hereby placed on reserve to be released by the Housing and Neighborhood Services Committee. $174,000 for the Department of Parking and Traffic pending selection of the contractors, and submission of cost details and information regarding the MBE/WBE status of contractors of the Board of Supervisors. $93,182 for the Department of Public Works pending selections of the contractors, and submission of cost details and information regarding the MBE/WBE status of the contractors to the Board of Supervisors.

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RECOMMENDED:

Mark A. Primeau, AIA
Director of Public Works

APPROVED:

Mayor's Office

RECOMMENDED:

Bill Maher
Executive Director of Parking and Traffic

APPROVED:

Controller's Grant Division

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
148-97-2

MAY - 9 1997
Date Approved

Mayor

FILE NO. 162-97-1 RESOLUTION NO. 414-97

[Joint Fundraising Drive Participants]
DESIGNATING THOSE AGENCIES QUALIFIED TO PARTICIPATE IN THE 1997 ANNUAL JOINT FUNDRAISING DRIVE FOR OFFICERS AND EMPLOYEES OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Section 16.93-4 of the Administrative Code of the City and County of San Francisco requires that by May 1, 1997, the Board of Supervisors, by resolution, shall designate those agencies that quality to participate in the City's Annual Fundraising Drive for 1997; and

WHEREAS, The agencies referred to below have each submitted an application for participation in the 1997 Annual Fundraising Drive; and

WHEREAS, Applicants are qualified to participate in the Annual Fundraising Drive if they meet the requirements contained in Administrative Code Section 16.93-2; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco finds that applicants to participate in the City's Annual Fundraising Drive must meet the following criteria contained in Administrative Code Section 16.93-2:

1. An applicant must be a federated agency representing 10 or more charitable organizations, of which at least 50 percent shall represent organizations located in the counties of San Francisco, San Mateo, Santa Clara, Alameda, Contra Costa, and Marin;

2. The federated agency must certify to the Board that the internal Revenue Service has determined that contributions to all of the represented charitable organizations are tax deductible;

FINANCE COMMITTEE
BOARD OF SUPERVISORS

3. The federated agency must have been in existence with 10 or more qualified charities for a least one year prior to the date of application and provide satisfactory evidence to that effect at the time of filing an application with the Board;

4. The federated agency must submit its most recent certified audit at the time of filing an application with the Board;

5. The federated agency must submit an application to the Board that includes all information that may be relevant to the criteria listed above; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby finds and determines that the requirements of Administrative Code Section 16.93-2 have been met by the following applicants:

BAY AREA BLACK UNITED FUND, INC.
COMBINED HEALTH APPEAL OF CALIFORNIA
EARTH SHARE OF CALIFORNIA (ENVIRONMENTAL FEDERATION OF CALIFORNIA)
THE PROGRESSIVE WAY
UNITED WAY OF THE BAY AREA; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby designates the following agencies as agencies that qualify to participate in the City's Annual Fundraising Drive for 1997:

BAY AREA BLACK UNITED FUND, INC.
COMBINED HEALTH APPEAL OF CALIFORNIA
EARTH SHARE OF CALIFORNIA (ENVIRONMENTAL FEDERATION OF CALIFORNIA)
THE PROGRESSIVE WAY
UNITED WAY OF THE BAY AREA; and, be it

FINANCE COMMITTEE
BOARD OF SUPERVISORS

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FURTHER RESOLVED, That the designated agencies shall fulfill all obligations and responsibilities required of participants in the City's Annual Fundraising Drive.

FINANCE COMMITTEE
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Fum
Acting Clerk

File No.
162-97-1

MAY - 9 1997
Date Approved

Mayor

FILE NO. 172-97-21 RESOLUTION NO. 415-97

[Cooperation Agreement - Petrocchi Brothers]

APPROVING COOPERATION AGREEMENT WITH PETROCCHI BROTHERS RELATING TO LEASING OF PROPERTY AT 998 AND 988 EL CAMINO REAL IN SOUTH SAN FRANCISCO.

WHEREAS, The San Francisco Public Utilities Commission has approved a settlement in the lawsuit entitled CITY AND COUNTY OF SAN FRANCISCO V. PETROCCHI BROTHERS, ET AL., San Francisco Superior Court No. 969-068; and,

WHEREAS, The Board of Supervisors is considering the settlement; and,

WHEREAS, As a part of the settlement the defendant Petrocchi Brothers agreed to enter into a Cooperation Agreement with the City relating to the leasing of property at 998 and 988 El Camino Real in South San Francisco; and,

WHEREAS, The Cooperation Agreement was recommended and approved by the Public Utilities Commission; now, therefore, be it

RESOLVED, That the approval of the settlement by this Board of Supervisors shall also constitute approval of the Cooperation Agreement; and, be it

FURTHER RESOLVED, That the Mayor is authorized to execute the Cooperation Agreement and the accompanying Memorandum of Cooperation Agreement; and, be it

FURTHER RESOLVED, That the General Manager of the Public Utilities Commission is hereby authorized to make changes to the

above document provided that such changes do not materially increase the obligations of the Public Utilities Commission or the City.

APPROVED AS TO FORM

LOUISE H. RENNE
City Attorney

Deputy City Attorney

RECOMMENDED:

General Manager
Public Utilities Commission

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cc

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
172-97-21

MAY - 9 1997

Date Approved

Mayor

FILE NO. 185-97-1 RESOLUTION NO. 416-97

[1997-1998 Children's Services Plan]

APPROVING THE CHILDREN'S SERVICES PLAN FOR THE SAN FRANCISCO CHILDREN'S FUND IN ACCORDANCE WITH CHARTER SECTION 16.108

WHEREAS, In November 1991 the voters of San Francisco enacted a charter amendment which established the San Francisco Children's Fund; and

WHEREAS, The provision of this section require that the City revenues set aside for the fund be used exclusively to provide services to children, less than eighteen years of age, above and beyond services funded prior to the adoption of the amendment; and

WHEREAS, This section further requires the Health Commission, Juvenile Probation Commission, Social Services Commission, Public Library Commission and Recreation and Parks Commission to hold public hearings on the Plan and those hearings were held on December 3, 1996, December 11, 1996, December 17, 1996, and December 19, 1996; and

WHEREAS, The Board of Supervisors provides important oversight for the Children's Services Fund, and is acutely aware that accountability to the public is of critical importance in a fund that was created by the voters; and

WHEREAS, In accordance with Charter Section 16.108, the Mayor has submitted a Children's Services Plan that proposes goals and objectives for the Fund, and designates City departments for the administration of the Fund for the fiscal year beginning July 1, 1997; now therefore, be it

RESOLVED, That the Board of Supervisors approve the 1997-1998 Children's Services Plan submitted by the Mayor in accordance with Charter Section 16.108, a copy of which is in File No. 185-97-1 at the Board of Supervisors.

Supervisor Bierman

BOARD OF SUPERVISORS Willie L. Brown, Jr., Mayor

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yee

Absent: Supervisor Katz Yaki

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
185-97-1

MAY - 9 1997

Date Approved

Mayor

FILE NO. 194-97-2 RESOLUTION NO. 417-97

[Contingent Fee Agreement in Tobacco Litigation]

22 APPROVING, RETROACTIVELY, CONTINGENCY FEE AGREEMENT IN PEOPLE v. R.J. REYNOLDS TOBACCO CO., et al.

WHEREAS, the City Attorney has moved to intervene in Mangini v. R.J. Reynolds Tobacco Co., et al., San Francisco Superior Court No. 93959, to enjoin certain practices related to the marketing of cigarettes targeted at minors through the Joe Camel advertising campaign and to seek civil penalties and restitution/disgorgement of profits; and,

WHEREAS, the litigation may require expenditure of considerable time and money and would benefit from the efficiency of having the assistance of outside counsel who are experienced in the Mangini and other tobacco litigation; and,

WHEREAS, the law firm of Milberg Weiss Bershad Hynes & Lerach has been representing the private plaintiff in the Mangini action since its inception and the law firm of Lieff, Cabraser, Heimann & Bernstein is already representing San Francisco in its other lawsuits against the tobacco industry; and

WHEREAS, the City Attorney has retained the law firms of Milberg Weiss Bershad Hynes & Lerach and Lieff, Cabraser, Heimann & Bernstein as special counsel to co-counsel the litigation with the City Attorney on a contingent fee basis, whereby private counsel will advance all expenses in the litigation, with the sole contingency upon which private counsel will be paid for their services and reimbursed for their expenses being recovery and collection of moneys in the litigation by way of settlement or judgment; and,

Supervisor Leal

WHEREAS, approval by the Board of Supervisors of the contingent fee agreement is desirable; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby

qj 4/22 approves, retroactively, the attached Engagement and Contingency Agreement in MANGINI V. R.J. REYNOLDS TOBACCO CO., ET AL.

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Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Joan Lum
Acting Clerk

File No.
194-97-2

MAY - 9 1997
Date Approved

Mayor

ENGAGEMENT AND CONTINGENCY AGREEMENT

This Agreement is made this 18th day of March, 1997 in the City and County of San Francisco, State of California, by and between the City and County of San Francisco ("City") acting through Louise H. Renne, its City Attorney ("City Attorney") and the law firms of Milberg Weiss Bershad Hynes & Lerach LLP ("Milberg") and Lieff, Cabraser, Heimann & Bernstein, LLP, San Francisco, California, retained as Special Assistant City Attorneys ("Special Attorneys").

WHEREAS, unfair, unlawful and deceptive acts and practices by the tobacco industry harm the California public, including, but not limited to, minors;

WHEREAS, the City Attorney plans to intervene in the name of the People of the State of California in Mangini v. R.J. Reynolds Tobacco Co. et al., Case No. 939359 ("the Litigation"), pursuant to her authority to protect the public under California Business & Professions Code §§17204 and 17535;

WHEREAS, the Litigation will entail complex factual and legal issues;

WHEREAS, any such litigation will require the expenditure of substantial resources by any private attorneys retained to assist San Francisco;

WHEREAS, the City Attorney seeks to limit the expenditure of San Francisco's resources in any such litigation;

NOW, THEREFORE, City and the Special Attorneys AGREE AS FOLLOWS:

I. SCOPE OF SERVICES/CASE HANDLING

A. The Special Attorneys are retained to provide legal services to the City Attorney for the purpose of seeking injunctive and other relief, including disgorgement of profits but excluding civil penalties, in the Litigation. The parties intend this Agreement to govern the City's participation in Mangini only.

B. The City Attorney, as the chief legal officer of the City and County of San Francisco who is charged with representing San Francisco in legal proceedings with respect to which it has an interest, retains final authority over all aspects of the Litigation.

C. As provided herein, the Special Attorneys are authorized to take appropriate legal steps to prosecute the Litigation as it pertains to liability, injunctive relief and restitution/disgorgement of profits, and to participate in any settlement negotiations. The City Attorney shall designate a member or members of her staff to monitor, review and participate as counsel in the prosecution of all aspects of the Litigation and to prosecute the Litigation as it pertains to civil penalties. The Special Attorneys shall consult in advance with, and obtain the prior approval of, the City Attorney concerning all substantive matters related to the Litigation, including, but not limited to, the complaint in intervention and dispositive motions, selection of consultants and experts, and whether the Special Attorneys may represent additional co-plaintiffs in the Litigation. Special Attorneys shall inform the City Attorney or her designee in advance

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of all significant meetings with third parties that concern or potentially affect the Litigation. Regular status meetings shall be held as requested by either the City Attorney or the Special Attorneys.

D. The Special Attorneys shall provide the City Attorney with copies of all correspondence, pleadings and discovery requests and responses related to the Litigation.

E. The Special Attorneys shall communicate with San Francisco departments through the City Attorney unless alternative arrangements are made in advance among the Special Attorneys, the City Attorney and the department(s). Where written communications from the Special Attorneys to state agencies are authorized, the City Attorney shall be provided with copies of those communications.

F. The Special Attorneys shall provide sufficient resources, including attorney time and capital for payment of expenses, to prosecute the Litigation faithfully and with due diligence. Legal services under this Agreement shall be performed only by competent personnel under the supervision and in the employment of Special Attorneys or retained by Special Attorneys as consultants with the approval of the City Attorney. Prior to executing this Agreement, the Special Attorneys shall provide to the City Attorney or her designee a specific written description of the actual attorney and paralegal resources that the firm will devote to the Litigation. Any change in this commitment shall be made only with the prior written agreement of the City Attorney.

G. Milberg will be lead private trial counsel in the Litigation on the claims for injunctive relief and restitution/disgorgement of profits. The City Attorney, together with City and County Counsel for any co-plaintiff cities and counties, shall prosecute the Litigation as it pertains to civil penalties.

H. The Special Attorneys agree to maintain contemporaneous time and expense records. The Special Attorneys shall submit quarterly statement to the City Attorney setting forth for that period the hours and services devoted to the Litigation, and all disbursements. Where disbursements are made by Special Attorneys which also benefit other clients of Special Attorneys in litigation other than Mangini, only the portion of such disbursements fairly and properly allocable to Mangini shall be claimed as reasonable expenses in the Litigation.

I. Audit and Inspection of Records: Special Attorneys agree to maintain and make available to the City, during regular business hours, accurate books and accounting records relating to its work under this Agreement. Special Attorneys will permit City to audit, examine and make excerpts and transcripts from such books and records, and to make audits of all invoices, materials, payrolls, records or personnel and other data related to all other matters covered by this Agreement, whether funded in whole or in part under this Agreement. Special Attorneys shall maintain such data and records in an accessible location and condition for a period of not less than five years after final payment under this Agreement or

until after final audit has been resolved, whichever is later. The State of California or any federal agency having an interest in the subject of this Agreement shall have the same rights conferred upon City by this Section.

II. CONTINGENT FEE AGREEMENT

A. The Special Attorneys shall advance all expenses in the Litigation, including payment of reasonable travel expenses for travel by the City Attorney's designated staff on the Litigation following advance consultation with Special Attorneys. City is not liable to pay any of the expenses of the Litigation, whether such expenses are attorneys' fees, costs or other amounts, except as provided in the remaining paragraphs of this §II (B, C, D, E, F and G). The repayment of costs and other expenses is contingent upon a recovery being obtained. If no recovery is obtained, City owes nothing for costs and other expenses. In the event that an order is entered awarding costs in favor of defendants, Special Attorneys will be responsible for such costs, not San Francisco or other public entities.

B. The sole contingency upon which Special Attorneys shall be compensated is the recovery and collection by Special Attorneys of monies in the Litigation, whether by settlement or judgment, as provided by law.

C. As compensation, Special Attorneys shall be entitled to seek without objection from any plaintiffs' counsel or the City reasonable disbursements in the Litigation, plus 25% of any monetary recovery (excluding civil penalties) collected by the

Special Attorneys if the Litigation is resolved by settlement before trial, or 30% of any monetary recovery (excluding civil penalties) in the event that the Litigation proceeds to trial. After reimbursement of all reasonable disbursements, any fee award shall be apportioned among plaintiffs private and public counsel according to hours expended and contributions to the litigation; if counsel cannot agree on apportionment, the dispute shall be resolved by the Court. As used in this paragraph, the term "recovery" shall not include amounts awarded or ordered to be paid as attorneys' fees and costs. If the Special Attorneys recover monies in the Litigation, but in an amount that does not exceed the disbursements in the Litigation, such monies shall be used to reimburse disbursements. In no event shall Special Attorneys share in any recovery of civil penalties pursuant to Business & Professions Code §§17206 and/or 17536.

D. Notwithstanding ¶II.A. above, the City shall pay no higher percentage for compensation of the Special Attorneys than is paid by any other co-plaintiff that the Special Attorneys represent in the Litigation or any other county and/or city that the Special Attorneys represent on a contingent fee basis.

E. As used in this Agreement, the term "disbursements" shall include reasonable travel expenses, telephone charges, copying charges, fax transmission charges, deposition costs, investigator costs, messenger service costs, mediation expenses, computer research fees, medical or nursing consultation fees, expert fees, other consultation fees and all other reasonable out-of-pocket

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costs incurred in the Litigation. Reasonable costs do not include administrative overhead, word processing or computer charges, mark-ups above actual costs, meals not connected with travel or costs of transportation between Special Attorneys' residences and offices or disbursements for travel expenses and accommodations that exceed the usual and customary business rate charged in the locality where such expenses are incurred.

F. Special Attorneys will seek an order for payment of their attorneys' fees and costs pursuant to Code of Civil Procedure §1021.5 should plaintiffs prevail, in whole or in part, in the Litigation, such payment to be made by defendants in addition to any restitution/disgorgement of profits and civil penalties. If the Court in the Litigation awards attorneys' fees, such fees shall be paid to the Special Attorneys to the extent that the award is based on services furnished by the Special Attorneys. Any attorneys' fees that are awarded by the Court for Special Attorneys' services shall be deducted from any fees payable to the Special Attorneys by San Francisco pursuant to this §II, ¶¶B, C and D, above. If the Court awards expenses and costs in the Litigation, such amount shall be applied as directed in this Agreement. The City Attorney and the Special Attorneys are aware that the tobacco industry has previously challenged and sought to invalidate contingency fee arrangements between certain states and outside counsel engaged in litigation to recover their tobacco-related medical expenditures. The City Attorney and the Special Attorneys believe that such challenges lack merit and that this

contingent fee arrangement is valid. However, in the event that this contingent fee arrangement is found to be invalid, the Special Attorneys agree to continue to represent City and advance expenses with the understanding that Special Attorneys will be paid only such attorneys' fees and expenses as are awarded for their services by the Court under 1021.5 or other statutory authority, common fund or common law principles, or recovered from defendants as reasonable fees and expenses for their services. In no event shall City be liable for Special Attorneys' fees and expenses.

G. In the event that the Litigation is resolved by settlement under terms involving the provisions of goods, services or any other "in-kind" payment, the City Attorney agrees to seek, as part of any such settlement, a mutually agreeable monetary settlement of attorneys' fees and expenses. The City Attorney agrees to consult with the Special Attorneys prior to making a recommendation to the Board of Supervisors regarding settlement or dismissal of legal proceedings.

III. GENERAL REQUIREMENTS

A. City acknowledges that by this Agreement Special Attorneys are retained as attorneys and that neither Special Attorneys nor their members or employees thereby become officers or employees of City. Special Attorneys shall be deemed at all times to be independent contractors and shall be wholly responsible for the manner in which they perform the services required of them by the terms of this Agreement. Special Attorneys shall be liable for any act or acts of their own, or their agents or employees, and

nothing contained herein shall be construed as creating the relationship of employer and employee between the City and Special Attorneys or their agents and employees.

B. Should City, in its discretion, or a relevant taxing authority such as the Internal Revenue Service or the State Employment Development Division, or both, determine that Special Attorneys are employees for purposes of collection of any employment taxes, the amounts payable under this Agreement shall be reduced by amounts equal to both the employee and employer portions of the tax due (and offsetting any credits for amounts already paid by Special Attorneys which can be applied against this liability). City shall then forward those amounts to the relevant taxing authority.

Should a relevant taxing authority determine a liability for past services performed by Special Attorneys for City, upon notification of such fact by City, Special Attorneys shall promptly remit such amount due or arrange with City to have the amount due withheld from future payments to Special Attorneys under this Agreement (again, offsetting any amounts already paid by Special Attorneys which can be applied as a credit against such liability).

A determination of employment status pursuant to the preceding two paragraphs shall be solely for the purposes of the particular tax in question, and for all other purposes of this Agreement, Special Attorneys shall not be considered employees of City. Notwithstanding the foregoing, should any court, arbitrator, or administrative authority determine that Special Attorneys are

employees for any other purpose, then Special Attorneys agree to a reduction in City's financial liability so that City's total expenses under this Agreement are not greater than they would have been had the court, arbitrator, or administrative authority determined that Special Attorneys were not employees.

C. Assignment

This Agreement may not be assigned by the Special Attorneys. The Special Attorneys are expressly employed because of their unique skills, ability and experience and therefore it is understood that no substitution or assignment may be made unless the City Attorney expressly approves such substitution or assignment in writing.

D. The Special Attorneys are prohibited from subcontracting this Agreement or services unless such subcontracting is agreed to in writing by the City Attorney. No party on the basis of this Agreement shall in any way contract on behalf of or in the name of the other party of this Agreement. Any violation of this provision shall confer no right on any party and shall be void.

E. Equal Employment Opportunity And Business Practices: Liquidated Damages

Special Attorneys agree to comply fully with all provisions of Chapters 12B ("Nondiscrimination in Contracts") and 12D ("Minority/Women/Local Business Utilization") of the San Francisco Administrative Code. Said provisions are incorporated herein by reference and made a part of this Agreement as though fully set forth.

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In the event Special Attorneys willfully fail to comply with any of the provisions of Chapter 12D, Special Attorneys shall be liable for liquidated damages in an amount equal to Special Attorneys' net profit on this Agreement, or ten percent of the total amount of this Agreement, or $1,000.00, whichever is greatest. The amount of liquidated damages imposed will be determined by the Director of the City's Human Rights Commission (HRC) after investigation pursuant to §12D.14(C).

By entering into this Agreement, Special Attorneys acknowledge and agree that any liquidated damages assessed by the Director of the HRC shall be payable to City upon demand. Special Attorneys further acknowledge and agree that any liquidated damages assessed may be withheld from any monies due to Special Attorneys on any contract with City.

Pursuant to §12B.2(h) of the San Francisco Administrative Code, a penalty of $50.00 for each person for each calendar day during which such person was discriminated against in violation of the provisions of this Agreement may be deducted from any payments due Special Attorneys.

F. Nondiscrimination in City Contracts-Benefits Ordinance

Upon the June 1, 1997 effective date of Ordinance 440-96, as amended by Ordinance 481-96 (Nondiscrimination in City Contracts-Benefits Ordinance), Special Attorneys shall comply with the provisions of Chapters 12B and 12C of the San Francisco Administrative Code that prohibit discrimination in the provision

of benefits between employees with registered domestic partners and employees with spouses.

G. Insurance

Special Attorneys will maintain in force, during the full term of this Agreement, insurance in the following amounts and coverage:

1. Workers' Compensation, with Employers' Liability limits not less than $500,000 each accident.

2. Commercial General Liability Insurance with limits not less than $1,000,000 each occurrence. Combined Single Limit for Bodily Injury and Property Damage, including Contractual Liability, Personal Injury, Products and Completed Operations.

3. Business Automobile Liability Insurance with limits not less than $1,000,000 each occurrence Combined Single Limit for Bodily Injury and Property Damage, including Owned and Non-owned and hired auto coverage, as applicable.

4. Professional Liability Insurance with limits not less than $1,000,000 each claim with respect to negligent acts, errors or omissions, and any deductible not to exceed $250,000 each claim. The Special Attorneys certify that the services that the Special Attorneys will be performing in connection with the Litigation are covered by their firm's Professional Liability Insurance.

H. Commercial General Liability and Business Automobile Liability Insurance policies must provide the following:

1. Name as Additional Insured the City and County of San Francisco, its Officers, Agents and Employees.

2. That such policies are primary insurance to any other insurance available to the Additional Insureds, with respect to any claims arising out of this contract, and that insurance applies separately to each insured against whom claim is made or suit is brought.

I. ALL POLICIES SHALL PROVIDE:

30 days advance written notice to City of cancellation, non-renewal or reduction in coverage.

J. Certificates of insurance, satisfactory to City, evidencing all coverages above shall be furnished to City before commencing any operations under this Agreement, with complete copies of policies upon City request.

K. Should any of the required insurance be provided under a claims-made form, Special Attorneys shall maintain such coverage continuously throughout the term of this Agreement and, without lapse, for a period of three years beyond the expiration of this Agreement, to the effect that, should occurrences during the contract term give rise to claims made after expiration of the Agreement, such claims shall be covered by such claims-made policies. Should any of the required insurance be provided under a form of coverage that includes a general annual aggregate limit or provides that claims investigation or legal defense costs be included in such general annual aggregate limit, such general annual aggregate limit shall be double the occurrence or claims

limits specified above. Should any required insurance lapse during the term of this Agreement, requests for payments originating after such lapse shall not be processed until the City receives satisfactory evidence of reinstated coverage as required by this Agreement, effective as of the lapse date. If insurance is not reinstated, the City may, at its sole option, terminate this Agreement effective on the date of such lapse of insurance.

L. Approval of the insurance by City shall not relieve or decrease the liability of the Special Attorneys.

M. Indemnity

The Special Attorneys shall take full responsibility for their work and shall bear all losses and damages directly resulting from it if the result of professional malpractice.

Special Attorneys shall indemnify and save harmless City and its officers, agents and employees from, and, if requested, shall defend them against any and all loss, damage, injury, liability, and claims thereof for injury to or death of a person, including employees of Special Attorneys or loss of or damage to property, resulting directly or indirectly from Special Attorneys' performance of this Agreement, including, but not limited to, the use of Special Attorneys' facilities or equipment provided by City or others, regardless of the negligence of, and regardless of whether liability without fault is imposed or sought to be imposed on City, except to the extent that such indemnity is void or otherwise unenforceable under applicable law in effect on or validly retroactive to the date of this Agreement and except where

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such loss, damage, injury, liability or claim is the result of active negligence or willful misconduct of City and not contributed to by any act of, or by any omission to perform some duty imposed by law or agreement on Special Attorneys, its subcontractors or either's agent or employee.

In addition to Special Attorneys' obligation to indemnify City, Special Attorneys specifically acknowledge and agree that Special Attorneys have an immediate and independent obligation to defend City from any claim which actually or potentially falls within this indemnification provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Special Attorneys by City and continues at all times thereafter. Special Attorneys shall indemnify and hold City harmless from all loss and liability, including attorney's fees, court costs and all other litigation expenses for any infringement of the patent rights, copyright, trade secret or any other proprietary right or trademark and all other intellectual property claims of any person or persons in consequence of the use by City, or any of its officers or agents, of articles or services to be supplied in the performance of this Agreement.

N. Liability of San Francisco

City's obligations under this contract shall be limited to the payment of the compensation provided for in this Agreement. Notwithstanding any other provision of this Agreement, in no event shall City be liable, regardless of whether any claim is based on

contract or tort, for any special, consequential, indirect or incidental damages, including, but not limited to, lost profits, arising in whole or in part out of or in connection with this Agreement or the services performed in connection with this Agreement. Nothing in the Agreement shall constitute a waiver or limitation of any rights which City may have under applicable law.

O. During the term of this Agreement, the Special Attorneys shall promptly provide a statement describing any criminal investigation relating to, or material litigation asserted against, the Special Attorneys' firm or members of the firm.

P. Each California Special Attorney firm shall certify in writing, under penalty of perjury, that the firm has fully complied with the laws of California and City relating to payment of taxes. Payment of any taxes, including possessory interest taxes, and California Sales and Use Taxes, levied upon this Agreement, the transaction, or the services delivered pursuant hereto, shall be the obligation of Special Attorneys.

Q. The Special Attorneys shall list and describe any litigation or representation ever undertaken by their firm or its members on behalf of any member of the tobacco industry.

R. Conflicts of Interest

The Special Attorneys shall avoid conflicts of interest and shall comply with all applicable professional conduct standards. The Special Attorneys shall not represent a party involved in a claim, dispute or transaction of any kind which would create a conflict of interest for counsel or the City Attorney unless and

until the Special Attorneys have informed the City Attorney of the proposed representation and received her written approval to proceed. Special Attorneys state that they are familiar with provisions of §15.103 and Appendix C8.105 of the Charter of City, and §87100 et seq. of the Government Code of the State of California, and certify that they do not know of any facts which constitute a violation of those sections.

S. Termination

1. Without Cause: The City Attorney may terminate this Agreement as to any Special Attorneys, without cause and without penalty, by providing the Special Attorneys with written notice of termination delivered to it at least fourteen (14) calendar days before the effective date of termination.

2. For Cause: If any Special Attorneys breach any material term or condition of this Agreement, or fails to perform or fulfill any material obligation required by this Agreement, then the City Attorney may give notice to the Special Attorneys of her intent to terminate or suspend those Special Attorneys by providing at least seven (7) calendar days written notice of an intent to terminate or suspend. If the Special Attorneys do not substantially cure or correct such breach or failure to perform or fulfill any material obligation within seven (7) calendar days after receipt of such written notice from the City Attorney, or within such longer period as

the City Attorney might prescribe in writing, then the City Attorney may thereafter terminate the Special Attorneys or suspend the special Attorneys. In any event, the City Attorney reserves the right to terminate immediately any Special Attorneys who are (a) disbarred or suspended in any jurisdiction, (b) indicted by a grand jury, or (c) convicted of a felony.

3. Consequences of Termination: If any Special Attorneys are terminated for cause, such Special Attorneys shall not be entitled to compensation or reimbursement of any kind under this Agreement. If any Special Attorneys are terminated for reasons other than "cause", such Special Attorneys shall be entitled (1) to be reimbursed reasonable out-of-pocket costs that they incurred, but only if and to the extent and at the time such amounts would otherwise be payable pursuant to §II, above, and (2) to be paid such compensation as might be payable to them in accordance with this Agreement and any fee sharing arrangement among them and any additional Special Attorneys, but only if, and to the extent and at the time, compensation is payable to the Special Attorneys from any recovery in the Litigation pursuant to §II of this Agreement.

T. Confidentiality

The Special Attorneys understand and agree that, in the performance of this Agreement, the Special Attorneys may have

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access to private or confidential information, which may be owned or controlled by the City and that such information may contain proprietary or confidential details, whose disclosure to third parties may be damaging to the City or prohibited by law. The Special Attorneys agree that such information shall be held in confidence and used only in performance of the Agreement and shall not be furnished to others by Special Attorneys except as authorized by the City Attorney or as required by law. Special Attorneys shall exercise the same standard of care to protect such information as a reasonably prudent Special Attorney would use to protect its own proprietary data.

U. MacBride Principles -- Northern Ireland

The City urges companies doing business in Northern Ireland to move towards resolving employment inequities, and encourages such companies to abide by the MacBride Principles. The City urges San Francisco companies to do business with corporations that abide by the MacBride Principles. By signing below, Special Attorneys acknowledge that they have read and understood this §III(U).

V. Tropical Hardwood Ban

The City urges Special Attorneys not to import, purchase, obtain, or use for any purpose, any tropical hardwood or tropical hardwood product.

W. Burma (Myanmar) Business Prohibition

Special Attorneys are not the government of Burma (Myanmar), a person or business entity organized under the laws of Burma (Myanmar) or a "prohibited person or entity" as defined in

§12J.2(G) of the San Francisco Administrative Code. The City reserves the right to terminate this contract for default if the Special Attorneys violate the terms of this cause.

Chapter 12J of the San Francisco Administrative Code is hereby incorporated by reference as though fully set forth herein. The failure of the Special Attorneys to comply with any of its requirements shall be deemed a material breach of contract. In the event the Special Attorneys fail to comply in good faith with any of the provisions of Chapter 12J of the San Francisco Administrative Code, Special Attorneys shall be liable for liquidated damages for each violation in an amount equal to Special Attorneys' net profit under the contract, or 10% of the total amount of the contract, or $1,000, whichever is greatest. Special Attorneys acknowledge and agree that the liquidated damages assessed shall be payable to the City upon demand, and may be set off against any moneys due to the Special Attorneys from any City contract.

X. Submitting False Claims; Monetary Penalties

Pursuant to San Francisco Administrative Code §6.57, any contractor, subcontractor or consultant who submits a false claim shall be liable to the City for three times the amount of damages which the City sustains because of the false claim. A contractor, subcontractor or consultant who submits a false claim shall also be liable to the City for the costs, including attorney's fees, of a civil action brought to recover any of those penalties or damages, and may be liable to the City for a civil penalty of up to $10,000

for each false claim. A contractor, subcontractor or consultant will be deemed to have submitted a false claim to the City if the contractor, or subcontractor or consultant: (a) Knowingly presents or causes to be presented to an officer or employee of the City a false claim or request for payment or approval; (b) Knowingly makes, uses, or causes to be made or used a false record or statement to get a false claim paid or approved by the City; (c) Conspires to defraud the City by getting a false claim allowed or paid by the City; (d) Knowingly makes, uses, or causes to be made or used a false record or statement to conceal, avoid, or decrease an obligation to pay or transmit money or property to the City; and (e) Is a beneficiary of an inadvertent submission of a false claim to the City, subsequently discovers the falsity of the claim, and fails to disclose the false claim to the City within a reasonable time after discovery of the false claim.

Y. Resource Conservation; Liquidated Damages

Chapter 21A of the San Francisco Administrative Code ("Resource Conservation") is incorporated herein by reference. Failure by Special Attorneys to comply with any of the applicable requirements of Chapter 21A will be deemed a material breach of contract. In the event Special Attorneys fail to comply in good faith with any of the provisions of Chapter 21A, Special Attorneys will be liable for liquidated damages in an amount equal to Special Attorneys' net profit under this Agreement, or five percent (5%) of the total contract amount, whichever is greater. Special Attorneys acknowledge and agree that the liquidated damages assessed shall be

payable to City upon demand and may be offset against any monies due to Special Attorneys from any contract with City.

Z. Compliance with Americans with Disabilities Act

Special Attorneys acknowledge that, pursuant to the Americans with Disabilities Act (ADA), programs, services and other activities provided by a public entity to the public, whether directly or through a Special Attorney, must be accessible to the disabled public. Special Attorneys shall provide the services specified in this Agreement in a manner that complies with the ADA and any and all other applicable federal, state and local disability rights legislation. Special Attorneys agree not to discriminate against disabled persons in the provision of services, benefits or activities provided under this Agreement and further agree that any violation of this prohibition on the part of Special Attorneys, its employees, agents or assigns will constitute a material breach of this Agreement.

AA. Bankruptcy

In the event that either party shall cease conducting business in the normal course, become insolvent, make a general assignment for the benefit of creditors, suffer or permit the appointment of a receiver for its business or assets or shall avail itself of, or become subject to, any proceeding under the Federal Bankruptcy Act or any other statute of any state relating to insolvency or the protection of rights of creditors, then at the option of the other party this Agreement shall terminate and be of no further force and

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effect, and any property or rights of such other party, tangible or intangible, shall forthwith be returned to it.

BB. Non-Exclusive Perpetual License

City shall have a non-exclusive perpetual license in any interest of Special Attorneys or their subcontractors in studies, reports, memoranda, the contents of computer diskettes, or other documents prepared by Special Attorneys or their subcontractors in connection with services to be performed under this Agreement.

CC. Non-Waiver of Rights

The omission by either party at any time to enforce any default or right reserved to it, or to require performance of any of the terms, covenants, or provisions hereof by the other party at the time designated, shall not be a waiver of any such default or right to which the party is entitled, nor shall it in any way affect the right of the party to enforce such provisions thereafter.

DD. Construction

All paragraph captions are for reference only and shall not be considered in construing this Agreement.

EE. Compliance with Laws

Special Attorneys shall keep themselves fully informed of the City's Charter, codes, ordinances and regulations of the City and of all state and federal laws in any manner affecting the performance of this Agreement, and must at all times comply with such local codes, ordinances, and regulations and all applicable laws.

FF. Notice to the Parties

All notices and copies of documents to be given by the parties hereto shall be in writing and served by depositing same in the United States Post Office, postage prepaid and registered as follows:

TO THE CITY ATTORNEY	Office of the City Attorney 1390 Market Street, 6th Floor San Francisco, California 941002 Attention: Chief of Special Litigation
TO SPECIAL ATTORNEYS	Milberg Weiss Bershad Hynes & Lerach LLP 600 West Broadway, Suite 1800 San Diego, California 92101
	Lieff, Cabraser, Heimann & Bernstein, LLP 275 Battery Street, 30th Floor San Francisco, CA 94111-3339

GG. Forum and Choice of Law

Any actions arising out of this Agreement shall be governed by the laws of California, and shall be brought and maintained in San Francisco Superior Court, which shall have exclusive jurisdiction thereof.

HH. If any provision of the Agreement is found to be illegal, unenforceable, or void, then the parties shall be relieved of all obligations under that provision, provided, however, that the remainder of the Agreement shall be enforced to the fullest extent permitted by law.

II. This Agreement may not be modified, nor may compliance with its terms be waived, except by written instrument executed and

approved by the City Attorney or her designee and by authorized representatives of all parties to be bound or affected thereby.

JJ. Entire Agreement

This contract sets forth the entire Agreement between the parties, and supersedes all other oral or written provisions.

IN WITNESS WHEREOF, the City Attorney and the Special Attorneys here executed this Agreement on the day and year first written above.

CITY AND COUNTY
OF SAN FRANCISCO:

LOUISE H. RENNE
CITY ATTORNEY

SPECIAL ATTORNEYS:

PATRICK J. COUGHLIN
Individually and on behalf of
MILBERG WEISS BERSHAD HYNES
& LERACH LLP

RICHARD M. HEIMANN
Individually and on behalf of
LIEFF, CABRASER, HEIMANN
& BERNSTEIN, LLP

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FILE NO. 194-97-3 RESOLUTION NO. 418-97

[FDA Exemption Request]

AUTHORIZING THE CITY ATTORNEY TO FILE A REQUEST WITH THE FOOD AND DRUG ADMINISTRATION FOR AN EXEMPTION FROM PREEMPTION TO PERMIT ENFORCEMENT OF THE CITY'S ORDINANCE BANNING CIGARETTE VENDING MACHINES.

WHEREAS, On August 28, 1997, the new FDA regulations Restricting the Sale and Distribution of Cigarettes and Smokeless Tobacco to Protect Children and Adolescents will take effect (21 CFR Part 801); and,

WHEREAS, State and local agencies may seek an exemption from preemption from the FDA for State and local laws that are more stringent than the FDA regulations; and,

WHEREAS, The FDA regulations prohibit cigarette vending machines in most places, but allow them in places where minors are not permitted by law; and,

WHEREAS, In January of 1997, the City adopted Ordinance No. 20-97 prohibiting cigarette vending machines in all locations and stated in findings that the Board of Supervisors "will take steps to seek an exemption from the FDA" for the ordinance; and,

WHEREAS, Requests for exemptions filed with the FDA by May 6, 1997 will receive expedited review; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the City Attorney to file a request for an exemption from preemption to permit enforcement of the City's ordinance banning cigarette vending machines.

BOARD OF SUPERVISORS
Supervisor Michael J. Yaki, Leal

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Joan Lum
Acting Clerk

File No. 194-97-3

MAY - 9 1997
Date Approved

Mayor

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FILE NO. 223-97-9 RESOLUTION NO. 419-97

[Liquor License/3635 Balboa Street]
DETERMINING THAT THE ISSUANCE OF A TYPE 20 OFF-SALE BEER AND WINE LICENSE TO KATERINA RODRIGUEZ FOR BALBOA PRODUCE LOCATED AT 3635 BALBOA STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Katerina Rodriguez is seeking the issuance of an Type 20 off-sale beer and wine license on for Balboa Produce located at 3635 Balboa Street; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that issuance of a Type 20 off-sale beer and wine license to Katerina Rodriguez, for Balboa Produce located at 3635 Balboa Street, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco April 28, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki Yee

Absent: Supervisor Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No. 223-97-9

MAY - 9 1997
Date Approved

Mayor

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MAY 27 1997

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As amended in committee
April 24, 1997.

FILE NO. 111-97-1 RESOLUTION NO. 420-97

(Used oil Recycling Grant)

mlr
4/24

RETROACTIVELY

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND EXPEND $234,143.00 IN OIL RECYCLING GRANT FUNDING FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD, WAIVING INDIRECT COSTS.

WHEREAS, the people of the State of California have enacted the California Oil Recycling Enhancement Act that provides funds to cities and counties for establishing and maintaining local used oil collection programs that encourage recycling or appropriate disposal of used oil; and

WHEREAS, the California Integrated Waste Management Board (CIWMB) has been delegated responsibility for the administration of the program within the state, setting up necessary procedures governing application by cities and counties under the program; and

WHEREAS, said procedures established by the CIWMB require the applicant to certify by resolution the approval of the grant application before submission of said application to the state; and

WHEREAS, the City will enter into an agreement with the State of California for development of the project; and

WHEREAS, it is in the interest of San Francisco citizens to establish and implement waste diversion and separation programs to prevent the disposal of hazardous waste, including used motor oil, in solid waste landfills or in the sewage system; and

WHEREAS, the City has increased the options to recycle and/or appropriate disposal of used oil from fourteen to fifty-five facilities in San Francisco and the City intends to further expand on this program to provide more service to the citizens of San Francisco; and

WHEREAS, partial funding will be used to cover one or all of the following: 1) Operational cost for new or existing used oil drop-off centers, certified used oil collection centers, oil collection at the San Francisco marinas and/or used oil curbside collection program; 2) Startup, construction, and equipment cost for certified used oil collection centers and/or new or upgraded used oil drop-off centers, 3) Cost related to used oil collection at the San Francisco Household Hazardous Waste Collection Facility, and 4) Compensation to private/nonprofit entities for operating a certified collection center, operating a used oil collection program and/or public education materials to inform the public of locally available used oil recycling opportunities; and

WHEREAS, partial funding will be used for developing and distributing public education materials to inform the public of locally available used oil recycling opportunities; and

WHEREAS, the CIWMB does not allow for the inclusion of indirect cost; now, therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes retroactively the City Administrator to submit an application to the CIWMB to apply for, accept and expend a Used Oil Recycling Grant for up to $234,143.00; and

FURTHER RESOLVED, that the City Administrator is hereby authorized and empowered to execute in the name of the City and County of San Francisco all necessary applications, and amendments to secure grant funds; and

FURTHER RESOLVED, that the Board of Supervisors hereby waive indirect costs as they are not allowed by the Funder.

RECOMMENDED:

William Lee
City Administrator

Willie L. Brown, JR.
Mayor

Edward Harrington
Controller

BOARD OF SUPERVISORS

Supervisor Leal

BOARD OF SUPERVISORS

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JUN 11 1997

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yee

Absent: Supervisors Katz Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 133-97-3

MAY 15 1997

Date Approved

Mayor

FILE NO. 143-96-41

RESOLUTION NO. 421-97

STATE GRANT

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS ($100,000.00) FOR A PROJECT KNOWN AS THE " SUPPRESSION OF DRUG ABUSE IN THE SCHOOLS", AND RESCINDING RESOLUTION NO. 838-96

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Suppression Of Drug Abuse InThe Schools" to be funded in part from funds made available through the - Office of Criminal Justice Planning OCJP); now, therefore, be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the Grant Award Agreement; and, be it

FURTHER RESOLVED, that it agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and, be it

FURTHER RESOLVED, that the Chief of Police of the City and County of SanFrancisco is authorized to apply for, accept and expend funds in the amount of ONE HUNDRED THOUSAND DOLLARS ($100,000.00) which includes indirect costs in the amount of FIVE THOUSAND DOLLARS ($5,000.00) based on 5% of the total grand award of ONE HUNDRED THOUSAND DOLLARS ($100,000.00) made available through the State of California/ Office of Criminal Justice Planning, and, be it

FURTHER RESOLVED, that Resolution No. 838-96 is hereby rescinded

WILLIE L. BROWN, JR., MAYOR

EDWARD HARRINGTON, CONTROLLER

Supervisors Ammiano, Bierman, Katz, Medina

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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JUN 11 1997

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
143-96-4.1

MAY 16 1997
Date Approved

Mayor

FILE NO. 4-97-23 RESOLUTION NO. 422-97

[Proclamation Resolution]

PROCLAIMING MAY 18,1997 AS "LUCINE AMARA DAY".

WHEREAS, Community Music Center was founded in 1921 to provide high quality music instruction for all San Franciscans; and

WHEREAS, Community Music Center offers low cost lessons in 29 instruments to the children of the city of San Francisco; and

WHEREAS, Communtiy Music Center provides tuition fee ensembles for the children and teens who might not otherwise be able to enter the wonderful world of music; and

WHEREAS, Community Music Center opens musical doors to children of all levels of ability and with special needs; and

WHEREAS, Community Music Center offered the first musical instruction to Lucine Amara with violin lessons in 1943 and voice lessons in 1946; and

WHEREAS, Lucine Amara began her operatic career with the San Francisco Opera in 1947 and offered her first solo recital at Marines' Memorial Theater in 1948, and

WHEREAS, Lucine Amara was the most active and versatile principle soprano for the New York Metropolitan Opera starting in 1950 with 780 on stage performance at the Met; and

WHEREAS, Lucine Amara continues to perform around the world and trains young singers through master classes and as the Artistic Director of the New Jersey Association of Verismo Opera; and

Supervisors Leal, Bierman

BOARD OF SUPERVISORS

WHEREAS, Lucine Amara's illustrious career began when Community Music Center provided training and motivation for her momentous gifts; and

WHEREAS, Lucine Amara is the Guest on Honor at Community Music Center's 75th Birthday Party on May 18, 1997, now, therefore be it

RESOLVED, That the Board of the Supervisors of the City and County of San Francisco, being proud of all the musical opportunities which Community Music center provides to young people and glad to welcome an illustrious singer home, do hereby proclaim May 18, 1997 as "LUCINE AMARA DAY" in the City and County of San Francisco

Supervisor Susan Leal

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
4-97-23

MAY 16 1997
Date Approved

Mayor

FILE NO. 4-97-24 RESOLUTION NO. 423-97

[Stop Red Light Running]

RESOLUTION DECLARING MAY 14, 1997 AS STOP RED LIGHT RUNNING AWARENESS DAY IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Numerous vehicular accidents are caused each year in the City and County of San Francisco as a result of motorists who run red lights, causing death, injury and property damage to innocent motorists and pedestrians and costing the City and County of San Francisco funds for emergency and other services; and

WHEREAS, The City and County has an incidence of right angle collisions, which occur when motorists run red lights at intersections and broadside other vehicles, that is almost twenty times the California state average; and

WHEREAS, The Department of Public Health has reported that auto accidents were the second leading cause of death for seniors in San Francisco and that the majority of pedestrian deaths among seniors occur at intersections, during daylight hours, and to pedestrians who had the right of way; and

WHEREAS, Red light enforcement cameras have been placed at six major City intersections to curb the number of red light violations and to raise awareness to drivers that red means STOP; and

WHEREAS, The Stop Red Light Running Campaign was initiated as a grassroots effort by the Department of Public Health to directly appeal to drivers on the dangers and consequences of running red lights; and

Supervisors Leal, Bierman, Katz, Newsom

BOARD OF SUPERVISORS

WHEREAS, Awareness of the dangers to public health and safety that red light running causes is of utmost importance to pedestrians and drivers in the City and County of San Francisco, now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors proclaims May 14, 1997 as Stop Red Light Awareness Day in the City and County of San Francisco; and, be it

FURTHER RESOLVED, that the San Francisco Board of Supervisors urges residents of the City and County of San Francisco to protect the safety of our City streets by pledging to observe red light signals.

Supervisor Susan Leal

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
4-97-24

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-74 RESOLUTION NO. 424-97

[Commending Volunteers in the Hate Crime Clean-Up Day in the Sunset]

COMMENDING THE VOLUNTEERS WHO PARTICIPATED IN THE MARCH 22ND HATE CRIME CLEAN-UP DAY IN THE SUNSET DISTRICT

WHEREAS, It is the policy of the Board of Supervisors of the City and County of San Francisco to condemn swastika graffiti and any possible hate crime implications by File No. 207-97-004, approved on March 21, 1997, and

WHEREAS, A Hate Crimes Clean-Up Day was organized on March 22, 1997 in response to graffiti vandalism appearing on storefronts on Irving Street, and

WHEREAS, Over 250 volunteers participated in the Hate Crimes Clean Up Day as a statement of the community working together against swastikas and hate crimes, and

WHEREAS, On that day, over 14 storefront windows were replaced by volunteers from Glaziers Union Local 718, who also obtained the necessary materials, and

WHEREAS, Volunteers removed graffiti, swept the streets and picked up debris on Irving Street from 7th Avenue to 26th Avenue; and

WHEREAS, From the Sunset neighborhood, organizations participated --- the Sunset District Community Development, Inner Sunset Merchants Association, the Sunset Democratic Club; entire families participated --- the Ackerman Family and the Morales family; and numerous individuals from the neighborhood; and

[Supervisor Teng], Kaufman, Bierman, Brown, Katz, Medina, Newsom, Yaki, Leal, Ammiano, Yee

BOARD OF SUPERVISORS

WHEREAS, Student and youth volunteers from Abraham Lincoln High School, Lowell High School, Ella Hill Hutch Community Center, Inner City Youth and the Sunset Youth Coalition participated actively in the clean-up activities,

WHEREAS, Organized labor turned out in large numbers, including the San Francisco Labor Council, the Carpenters Union Local 22, the Building and Construction Trades Council, the Transportation Workers Union, the International Longshoremen and Warehousemen Union; and

WHEREAS Numerous community organizations and agencies from all over the City including the Anti-Defamation League, Chinese for Affirmative Action, Walden House, Retired Seniors Volunteer Program, and the Asian Pacific Democratic Club, and

WHEREAS, Numerous City employees from the Department of Public Works, City Planning, the Department of Parking and Traffic, the Police Department and the Mayor's Office of Neighborhood Services volunteered their time and expertise in the Clean-Up Day, therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to all of the volunteers who made the Hate Crimes Clean-Up Day in the Sunset a success

[Supervisor Teng]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-74

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-75 RESOLUTION NO. 425-97

[Commending Chinese Chamber of Commerce]

COMMENDING THE CHINESE CHAMBER OF COMMERCE FOR ITS COMMITMENT TO THE CHINESE AMERICAN COMMUNITY AND DECLARING MAY 2, 1997 AS "THE CHINESE CHAMBER OF COMMERCE DAY" IN SAN FRANCISCO

WHEREAS, The Chinese Chamber of Commerce was established in 1852 upon the arrival of San Francisco's first Chinese immigrants, and

WHEREAS, The Chinese Chamber of Commerce has been instrumental in defending and advocating for the rights of the Chinese American businesses, merchants, and the community; and

WHEREAS, The Chinese Chamber of Commerce has provided invaluable leadership and mutual assistance to the Chinese American community in San Francisco; and

WHEREAS, The Chinese Chamber of Commerce is celebrating its Annual Spring Banquet and New Year Parade Award Banquet on May 2, 1997; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Chinese Chamber of Commerce for its commitment to the Chinese American community; and be it

[Supervisors Teng, Yaki], Kaufman, Bierman, Katz, Medina, Newsom, Leal, Brown

BOARD OF SUPERVISORS

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares May 2, 1997 as "The Chinese Chamber of Commerce Day" in San Francisco

[Supervisors Teng, Yaki]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-75

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-76 RESOLUTION NO. 426-97

[Commending Asian Pacific American Heritage Month]

COMMENDING THE "ASIAN PACIFIC AMERICAN HERITAGE MONTH" AND DECLARING MAY 1997 AS "ASIAN PACIFIC AMERICAN HERITAGE MONTH" IN THE CITY AND COUNTY OF SAN FRANCISCO

WHEREAS, Asian Pacific American Heritage Month is a national celebration during the month of May to recognize the tremendous contributions of Americans of Asian and Pacific Islander descent; and

WHEREAS, From 1970 to 1990, the Asian Pacific American (APA) population in the United States has doubled each decade from 1.5 million in 1970, to 3.7 million in 1980 and to 7.9 million in 1990; and

WHEREAS, Based on the current trends, the APA population is estimated to reach 20 million by the year of 2020; and

WHEREAS, Asian Pacific Americans have a long and rich history in the City and County of San Francisco and have contributed greatly to the economic, social, cultural and civic life of the City and County of San Francisco and State of California; and .

WHEREAS, This month-long celebration increases public awareness of the contribution and needs of Asian Pacific Americans, who comprise 29% of the population in the City and County of San Francisco and number more than 210,876 in San Francisco; and

[Supervisors Teng, Yaki, Yee], Kaufman, Bierman, Brown, Katz, Newsom, Leal

BOARD OF SUPERVISORS

WHEREAS, The Asian Pacific American Public Policy Institute has developed three broad policy recommendations to address the concerns of a diverse and evolving Asian Pacific American community, and

WHEREAS, The policy recommendations call for (1) The recognition and promotion of multiculturalism and intercultural sensitivity within existing legislation, programs, and agencies, (2) The modification of the concept of civil rights to encompass the types of discriminatory practices encountered by Asian Pacific Americans, and (3) The expansion of programs that assist Asian newcomers adjust to U.S. society so they can contribute to America's economic, political and social development to their fullest potential; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares May 1997 as "Asian Pacific American Heritage Month" in the City and County of San Francisco.

[Supervisors Teng, Yaki, Yee]

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-76

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-77 RESOLUTION NO. 427-97

[SFUSD Language Olympics Awards commendation]
COMMENDING THE STUDENT WINNERS OF THE 1997 SAN FRANCISCO UNIFIED SCHOOL DISTRICT LANGUAGE OLYMPICS.

WHEREAS, The San Francisco Unified School District's Language Academy seeks to promote proficiency in languages among its students; and

WHEREAS, The Language Olympics Awards were instituted to reward outstanding performance in language; and

WHEREAS, The San Francisco Board of Supervisors commends the San Francisco Unified School District's Language Academy and the student winners of the 1997 Language Olympics; now therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate the thirty outstanding language students receiving the Language Olympics Awards and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby commends the 1997 language olympics student winners on their outstanding achievements.

Supervisors Medina, Bierman, Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 6-97-77

MAY 16 1997
Date Approved

Mayor

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FILE NO. 6-97-78 RESOLUTION NO. 428-97

[Tenderloin Neighborhood Development Corp. commendation]
COMMENDING THE TENDERLOIN NEIGHBORHOOD DEVELOPMENT CORPORATION ON ITS SIXTEENTH ANNIVERSARY AND PROCLAIMING MAY 6, 1997, TENDERLOIN NEIGHBORHOOD DEVELOPMENT CORPORATION DAY

WHEREAS, The Tenderloin Neighborhood Development Corp. provides low-cost housing in 12 buildings in the Central City, support services, homeless outreach, the Tenderloin After-School Program, lead remediation, and more; and

WHEREAS, The Tenderloin Neighborhood Development Corporation will be celebrating its 16th anniversary on May 6th, 1997; and

WHEREAS, The San Francisco Board of Supervisors commends the Tendeloin Neighborhood Development Corporation for strengthening the Tenderloin Community and creating affordable housing for the past sixteen years; now therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate the Tenderloin Neighborhood Development Corporation on the occasion of its 16th anniversary and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby commends the Tenderloin Neighborhood Development Corporation and hereby proclaim **May 6, 1997 Tenderloin Neighborhood Development Corporation Day.**

Supervisors Medina, Bierman, Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 6-97-78

MAY 16 1997
Date Approved

Mayor

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FILE NO. 6-97-79 RESOLUTION NO. 429-97

[Resolution Commending the Emmitt Powell Gospel Elites]

COMMENDING THE EMMITT POWELL GOSPEL ELITES ON THEIR TWENTIETH ANNIVERSARY AND DECLARING MAY 5TH AS EMMITT POWELL GOSPEL ELITES DAY IN SAN FRANCISCO

WHEREAS, The Gospel Elites have successfully carried the banner of the unique art of African American Gospel music consistently for the last twenty years, and

WHEREAS, Emmitt Powell has steadfastly served the African Community through using the Emmitt Powell Gospel Elites as a vehicle to facilitate numerous fundraising events aimed at bearing relief for those in need; and

WHEREAS, This singing group's nation-wide exposure has [illegible] in spreading the beauty and glory of Gospel and all its associated spiritual comfo[illegible]e for countless thousands; and

WHEREAS, The Emmitt Powell Gospel Elites ha[illegible] nurturing training ground for many now famous Gospel singers through off[illegible]ng, training, support and exposure; and

WHEREAS, This development has been [illegible] through faith and through actively mirroring the ethics, dedication, and edu[illegible]nal achievement which the underpinnings of Gospel represents as goals for the listening audiences and their children; and

WHEREAS, The San Francisco Board of Supervisors commends the outstanding community contribution which The Emmitt Powell Gospel Elites have amassed as a dedicated Afrocentric cultural institution, and in memory of the great contributions made by said performing group which the City has enjoyed as an integral part of its multifaceted cultural mosaic; now therefore, be it

BOARD OF SUPERVISORS

Supervisors Brown, Bierman, Teng, Katz, Medina, Newsom

RESOLVED, That the City and County of San Francisco Board of Supervisors extends its highest commendation to the Emmitt Powell Gospel Elites on their twentieth anniversary; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby acclaims the Emmitt Powell Gospel Elites for their contributions to the rich culture of the City and County of San Francisco that is greatly valued by the City and County of San Francisco and do hereby proclaim May 5, 1997 as Emmitt Powell Gospel Elites Day.

Supervisor Amos Brown

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-79

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-80 RESOLUTION NO. 430-97

DESIGNATING THE WEEK OF MAY 18-24, 1997 AS EMERGENCY MEDICAL SERVICES WEEK IN SAN FRANCISCO AND RECOGNIZING THE MEMBERS OF EMERGENCY MEDICAL SERVICES TEAMS FOR THEIR WORK IN PROVIDING LIFESAVING CARE TO THE RESIDENTS OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Emergency Medical Services are a vital part of our health care system; and

WHEREAS, An Emergency Medical Service team is comprised of law enforcement, dispatch, fire and rescue, ambulance, and hospital and medical personnel, many of whom are unpaid volunteers; and

WHEREAS, Members of Emergency Medical Services teams provide care twenty-four hours a day, seven days a week, and devote their time, energy, and expertise to save lives; and

WHEREAS, Members of these teams work together to improve their skills and ability to handle all emergency situations safely and effectively; and

WHEREAS, It is appropriate to recognize the accomplishments of emergency medical service providers by designating May 18-24, 1997 as Emergency Medical Services Week; now, therefore, be it

SUPERVISOR KAUFMAN

Supervisors Kaufman, Bierman, Katz, Leal, Medina, Newsom, Teng, Yaki

BOARD OF SUPERVISORS

RESOLVED; That the Board of Supervisors of the City and County of San Francisco designates the week of May 18-24, 1997 as Emergency Medical Services Week and recognizes the members of emergency medical services teams for their work in providing lifesaving care to the residents of the City and County of San Francisco

SUPERVISOR KAUFMAN

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-80

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-81 RESOLUTION NO. 431-97

[Remember Our Hong Kong Roots Day]

DECLARING JUNE 7 1997 AS "REMEMBER OUR HONG KONG ROOTS DAY" IN THE CITY AND COUNTY OF SAN FRANCISCO

WHEREAS, On June 30, 1997, millions of people around the world will witness Hong Kong's return to Chinese sovereignty, and

WHEREAS, On July 1, 1997, after 155 years of British colonial rule, Hong Kong will become a Special Administrative region of the People's Republic of China; and

WHEREAS, The Hong Kong Association of Northern California and the Peninsula Chinese Club are sponsoring a commemorative ball, "1997 Remember Our Hong Kong Roots," to celebrate this occasion; and

WHEREAS, The theme of the ball is "To reminisce the past, glorify the present, and celebrate for a better future of Hong Kong;" and

WHEREAS, The highlight of the event will be a multimedia musical production which commemorates Hong Kong's evolution from a desolate fishing village into one of the world's leading metropolitan and financial centers, and welcomes Hong Kong's return to China; and

WHEREAS, Thousands of Chinese Americans will celebrate and observe the occasion in the San Francisco Bay Area; therefore be it

[Supervisor Teng], Medina, Yaki

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares June 7 1997 as "Remember Our Hong Kong Roots Day" in the City and County of San Francisco

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-81

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-82 RESOLUTION NO. 432-97

[Commendation]

COMMENDING A. RICHARD CERBATOS FOR HIS YEARS OF DEDICATION AND SERVICE TO THE CITY AND COUNTY OF SAN FRANCISCO

WHEREAS, Agripino Richard Cerbatos, known as A. Richard Cerbatos, has served the San Francisco community with dignity and honor; and

WHEREAS, A. Richard Cerbatos was appointed to the San Francisco Board of Education by Mayor Dianne Feinstein on January 7, 1983 where he completed the remainder of the term, and

WHEREAS, A. Richard Cerbatos believed that he still had much to do on the School Board and was then elected to the San Francisco Board of Education in November 1984; and

WHEREAS, While on the School Board A. Richard Cerbatos accomplished much, but is especially recognized as chairman of the San Francisco School District for Master Plan of Bilingual Education to conform to Lau v. Nichols Supreme Court Decision; and

WHEREAS, A. Richard Cerbatos' concern for children drove him to do whatever it took to ensure that each child received a quality education; and

WHEREAS, A. Richard Cerbatos contributed to the Asian American community by serving as president of the Filipino American Democratic Club and member of the Board of Directors at Asian Inc.; and

WHEREAS, A. Richard Cerbatos served as a Commissioner on the Board of Permit Appeals of the City and County of San Francisco where he dispensed fair rulings based on facts; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation and recognition to Mr. Agripino Richard Cerbatos, in recognition of the

Supervisors Yee, Medina, Yaki, Bierman, Katz

BOARD OF SUPERVISORS

contributions he has made to the greater community in the City and County of San Francisco, and be it

FURTHER RESOLVED, That May 8, 1997 be recognized as Agripino Richard Cerbatos Day

SUPERVISOR YEE

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
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Acting Clerk

File No.
6-97-82

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-83 RESOLUTION NO. 433-97

[Commendation]

COMMENDING SAN FRANCISCO COURT APPOINTED SPECIAL ADVOCATE PROGRAM (SFCASA) FOR SERVING SAN FRANCISCO'S DEPENDENT CHILDREN

WHEREAS, San Francisco Court Appointed Special Advocate Program, also known as SFCASA, has served San Francisco's dependent children community "one child at a time"; and

WHEREAS, Since its inception in 1991, SFCASA has provided services for more than 400 dependent children in the City and County of San Francisco ; and

WHEREAS, SFCASA currently serves 125 children drawn from San Francisco's Juvenile Dependency population, and during 1996, SFCASA provided services to 160 abused and neglected children; and

WHEREAS, Court dependent children are often denied the opportunity to fulfill their potential as human beings and to assume a productive citizenship; and

WHEREAS, SFCASA provides them with the opportunity to reunify with their families or to achieve a stable, appropriate, permanent placement, to avoid delinquency, to receive needed services, to succeed in school, to receive adequate health care, and to become involved in a positive way in community and cultural activities; and

WHEREAS, SFCASA is dedicated to honoring, reflecting, and representing the diversity of the City and County of San Francisco, as well as of the community it serves; and

WHEREAS, The Program's ultimate goals are a safe and permanent home for every child and a strengthened social service and juvenile court system; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation and recognition to the volunteers of the San Francisco Court Appointed Special Advocates (SFCASA), in recognition of the contributions they have made to the greater community in the City and County of San Francisco, and be it

FURTHER RESOLVED, That May 12, 1997 be recognized as "San Francisco Court Appointed Special Advocate (SFCASA) Volunteer Day."

SUPERVISOR YEE

Supervisors Yee, Bierman, Leal, Medina, Teng, Yaki

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
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Acting Clerk

File No.
6-97-83

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-84 RESOLUTION NO. 434-97

RECOGNIZING THE FORTY-NINTH INDEPENDENCE DAY OF THE STATE OF ISRAEL AND PROCLAIMING MAY 12, 1997 AS ISRAELI INDEPENDENCE DAY IN SAN FRANCISCO.

WHEREAS, The State of Israel's national independence day, Yom Ha'atzmaut, is celebrated each year on the fifth day of the month Iyar, according to the Hebrew calendar; and

WHEREAS, It is the anniversary of the establishment of the State of Israel in 1948; and

WHEREAS, The State of Israel has won the respect and admiration of countless nations for its ability to survive and overcome formidable odds; and

WHEREAS, The State of Israel and the State of California have developed strong social and economic ties; and

WHEREAS, The Consul General of Israel to the Pacific Northwest Region, Mr. Nimrod Barkan, has held his post since September of 1995; and

WHEREAS, Mr. Barkan, along with his wife Shlomit Barkan, has provided a valuable service to the people of the City and County of San Francisco; and

WHEREAS, We extend our best wishes to Mr. and Mrs. Barkan as they complete their tour of duty in August of 1997 and return to the foreign ministry in Jerusalem, now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the forty-ninth Independence Day of the State of Israel and proclaims May 12, 1997 as Israeli Independence Day in San Francisco.

SUPERVISOR KAUFMAN, LEAL, BIERMAN, KATZ

SUPERVISOR KAUFMAN

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
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of the City and County of San Francisco

Acting Clerk

File No.
6-97-84

MAY 16 1997
Date Approved

Mayor

FILE NO. 6-97-85 RESOLUTION NO. 435-97

RECOGNIZING FORMER GOVERNOR MARIO CUOMO FOR HIS CONTRIBUTIONS TO THE JEWISH COMMUNITY AND COMMENDING HIM FOR HIS MANY PROGRESSIVE ACCOMPLISHMENTS AS THE GOVERNOR OF NEW YORK.

WHEREAS, Mario Cuomo was elected as New York State's 52nd Governor in 1982 and won re-election in both 1986 and 1990; and

WHEREAS, Beginning with his widely admired keynote address at the 1984 Democratic National Convention, Governor Cuomo has helped to define the progressive political landscape for more than a decade; and

WHEREAS, In twelve years at the helm of the nation's second most populous state, Governor Cuomo balanced twelve consecutive budgets, created over half a million jobs, and led the state through two national recessions; and

WHEREAS, Governor Cuomo launched the largest economic development initiative in New York history, creating more that 150,000 jobs and an unparalleled network of high-tech research facilities; and

WHEREAS, Governor Cuomo also enhanced New York's reputation as a leader in socially progressive legislation and programs by creating the country's most extensive drug treatment network, its largest program of housing assistance for the homeless, a nationally recognized plan for AIDS prevention and treatment, and tough but constructive new approaches to criminal justice; and

WHEREAS, Since leaving public office, Governor Cuomo has returned to the practice of law and continues to pursue his wide-ranging interest in public policy; and

WHEREAS, Governor Cuomo has been profoundly influenced by Jewish people and the Jewish community throughout his life; and

WHEREAS, American Jewish audiences find Governor Cuomo to be a compelling speaker whose experiences and urban-immigrant background echo their own, and whose ethical standards and humanistic values resonate with fundamental Jewish principles; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes former Governor Mario Cuomo for his contributions to the Jewish community and commends him for his many progressive accomplishments as the Governor of New York.

SUPERVISOR KAUFMAN, LEAL, BIERMAN, KATZ

SUPERVISOR KAUFMAN

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-85

MAY 16 1997
Date Approved

Mayor

FILE NO. 10-97-5 RESOLUTION NO. 436-97

GRANTING REVOCABLE PERMISSION TO DPR CONSTRUCTION, INC. TO TEMPORARILY CLOSE AND OCCUPY THE NORTH SIDEWALK AND A PORTION OF THE STREET AREA ON O'FARRELL STREET DURING CONSTRUCTION OPERATIONS AT 1000 VAN NESS AVENUE / 901 POLK STREET (BLOCK 715, LOTS 2 & 5)

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to DPR Construction, Inc., to temporarily close and to occupy the north sidewalk, and a portion of the street area on O'Farrell Street, during construction operations at the aforementioned properties

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted for one year, retroactive to March 16, 1997 and shall expire no later than March 16, 1998.

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to

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Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $92,160 for the duration of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Denise M. Brady, Chief
Bureau of Street-Use & Mapping

APPROVED:

Mark A. Primeau, AIA
Director of Public Works

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina Teng Yaki Yee

Absent: Supervisors Kaufman Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 10-97-5

MAY 16 1997
Date Approved

Mayor

FILE NO. 12-97-20 RESOLUTION NO. 437-97

[Support AB 1164]

URGING THE CALIFORNIA STATE ASSEMBLY TO PASS AB 1164 FOR THE RELIEF OF CALIFORNIANS MAKING THE TRANSITION FROM WELFARE TO WORK AND DIRECTING THE CLERK TO FORWARD A COPY OF THIS RESOLUTION TO THE CITY'S LOBBYIST IN THE CITY OF SACRAMENTO

WHEREAS, The Welfare Reform of 1996 will have a significant impact on thousands of San Franciscans who receive Aid to Families with Dependent Children (AFDC); and,

WHEREAS, As a result of the Welfare Reform thousands of San Francisco welfare recipients will attempt to enter the job market with limited employable skills, thus making their job search less effective; and,

WHEREAS, AB 1164 will appropriate monies from the Federal Trust Fund to the Temporary Assistance for Needy Families (TANF) program, which will be used to give temporary support to individuals enrolled in full or part-time degree or certificate programs leading to employment; and,

WHEREAS, Individuals who are eligible to receive TANF benefits will also be eligible for child care and transportation services; and,

WHEREAS, AB 1164 will give the County of San Francisco authority to determine if a welfare recipient will become employed after participating in an educational program; and,

WHEREAS, AB 1164 will mandate an appropriation of funds to the Chancellor of the California Community Colleges to facilitate the transition from-welfare-to-work and

Supervisors Medina, Bierman, Brown, Katz, Teng, Yaki, Leal

BOARD OF SUPERVISORS

San Francisco's Community College is an appropriate vehicle to provide training for individuals making this transition, and,

WHEREAS, The Mayor's Welfare Reform Task Force has identified Access to Child Care and Lack of Marketable Skills as the principal barriers to finding jobs for families on welfare, and AB 1164 will address both issues for welfare recipients enrolled in full or part-time degree or certificate programs leading to employment, now, therefore, be it

RESOLVED, That the City and County of San Francisco's Board of Supervisors urges the California State Assembly to pass AB 1164 for the relief of Californians making the transition from welfare to work; and, be it

FURTHER RESOLVED, That the Board of Supervisors directs the Board's Clerk to forward a copy of this resolution to the City's lobbyist in the City of Sacramento

Supervisor José Medina

BOARD OF SUPERVISORS

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JUN 11 1997

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
12-97-20

MAY 16 1997
Date Approved

Mayor

FILE NO. 12-97-21 RESOLUTION NO. 438-97

[Domestic Partnership]

RESOLUTION TO SUPPORT CALIFORNIA STATE ASSEMBLY BILL 1059 WHICH PROVIDES FOR STATE REGISTRTION OF DOMESTIC PARTNERSHIP AND REQUIRES HEALTH SERVICE PLANS AND INSURERS TO OFFER DOMESTIC PARTNER COVERAGE TO EMPLOYERS.

WHEREAS, The San Francisco Board of Supervisors adopted ordinance number 440-96 amending the City and County's Administrative Code to prohibit the City from entering into any contracts or agreements with any party that discriminates in the provision of benefits between employees with domestic partners and employees with spouses and/or between domestic partners and spouses of employees; and

WHEREAS, More than 3,00 couples have registered as domestic partners in San Francisco; and

WHEREAS, Ordinance number 440-96 is designed to ensure that domestic partners of employees have access to the same benefit plans that are offered to spouses and dependents of employees; and

WHEREAS, Ordinance number 440-96 furthers the City and County's efforts to ensure that all residents have health coverage; and

WHEREAS, A significant number of employers are unable to offer domestic partner health coverage to their employees because it is either not available through their health benefits carrier or is prohibitively expensive; and

Supervisor Katz, Bierman, Leal, Tang, Yaki

BOARD OF SUPERVISORS

WHEREAS, AB 1059 (Assemblymember Migden) defines "domestic partners" and provides for the registration of domestic partnerships with the Secretary of State; and

WHEREAS, AB 1059 requires that health care service plans and insurers offer domestic partner coverage to employers to the same extent that health care coverage is offered to an employee's spouse and/or dependent; and

WHEREAS, AB 1059 also requires health care service plans and insurers to enroll a domestic partners of an employee into a benefits plan upon application by the employer or group administrator; and

WHEREAS, AB 1059 increases the availability of domestic partner coverage for employers by mandating that health insurance plans offer this coverage to employers; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports and urges the California Legislature to pass Assembly Bill 1059 which provides for State registration of domestic partnership and requires health service plans and insurers to offer domestic partner coverage to employers; and be it

FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward a copy of this resolution to the City's lobbyists in Sacramento, California.

Supervisor Katz

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
12-97-21

MAY 16 1997
Date Approved

Mayor

FILE NO. 13-97-15 RESOLUTION NO. 439-97

URGING PRESIDENT BILL CLINTON TO TAKE IMMEDIATE ADMINISTRATIVE AND LEGISLATIVE STEPS TO HALT ALL UNITED STATES MILITARY AID, ECONOMIC AID, AND WEAPONS SALES TO INDONESIA UNTIL THE INDONESIAN GOVERNMENT COMPLIES WITH UNITED NATIONS RESOLUTIONS

Whereas, East Timor was a Portugese colony for some 400 years, and was never part of the Dutch East Indies, which was the predecessor to the present-day Indonesia, and,

Whereas, Indonesian armed forces invaded East Timor on December 7, 1975 and have since systematically oppressed the people of East Timor; and,

Whereas, In 1975 East timor had a population of about 700,000 ; and,

Whereas, The genocidal attack by the Indonesian government has resulted in the death of more than one-third of the population of East Timor (over 200,000 people), and,

Whereas, on November 12, 1991 The Indonesian army massacred over 250 East Timorese non-violent demonstrators at the Santa Cruz cemetery in Dili, East Timor, which massacre was witnessed by Western journalists, whose reports to the outside world resulted in the renewal of a worldwide effort to free East Timor from Indonesian domination and oppression; and,

Whereas, The Indonesian government has displaced East Timorese families from their ancestral homes and has encouraged and helped tens of thousands of Indonesians to migrate to East Timor in an effort to dilute the East Timorese population and destroy their culture; and,

Supervisor Brown, Bierman

BOARD OF SUPERVISORS

Whereas, the Indonesian government is also expropriating East Timor's natural resources, and,

Whereas, The United Nations has passed numerous resolutions deploring Indonesia's illegal occupation of East Timor, calling on the Indonesian government to withdraw its troops from East Timor without delay, and reaffirming the right of the East Timorese to self-determination; and,

Whereas, In April 1997, the United States supported a strong resolution passed by the United Nations Human Rights Commission critical of the Indonesian government's human rights violations; and,

Whereas, the Norwegian Nobel Committee awarded the awarded the 1996 Nobel Peace Prize to Bishop Carlos Felipe Ximenes Belo and Jose Ramos-Horta in recognition of their indefatigable efforts to find a just and peaceful solution to the conflict in East Timor; and,

Whereas, the Nobel awards have once again brought the injustice in East Timor to international attention, Bishop Carlos Belo has nevertheless indicated recently that the human rights situation in the territory is at its worst point in many years; and,

Whereas, The United States government has not yet worked strongly enough to help implement the United Nations resolutions calling for the withdrawal of the Indonesian military from East Timor and self-determination for the people of East Timor, and,

Whereas, the United States government has actually provided military and political support for Indonesia's invasion East Timor; and,

BOARD OF SUPERVISORS

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Whereas, The United States has a moral duty to respond to acts of inhumanity and genocide in order that members of the human race might thrive rather than be annihilated, now, therefore, be it,

Resolved, That the San Francisco Board of Supervisors urges President Bill Clinton to take immediate administrative and legislative steps to halt all United States military aid, economic aid, and weapons sales to Indonesia until the Indonesian government complies with United Nations resolutions on East Timor, withdraws its military occupation forces from East Timor, and cooperates with the United Nations and other relevant bodies to facilitate a process of genuine self-determination for the East Timorese.

Supervisor Amos Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 11-97-15

MAY 16 1997

Date Approved

Mayor

FILE NO. 25-97-2 RESOLUTION NO. 440-97

(Contract)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT LEGAL PROCESS SERVER SERVICES CAN BE PRACTICALLY PERFORMED FOR THE DISTRICT ATTORNEY, FAMILY SUPPORT BUREAU, BY A PRIVATE CONTRACTOR FOR A LOWER COST THAN SIMILAR SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November, 1976, (now Section 10.104.15 of the Charter) allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and,

WHEREAS, the District Attorney, Family Support Bureau, has sought and received estimates from a private contractor and wishes to contract for legal process server services and,

WHEREAS, the Controller has certified on April 1, 1997, that said services can be performed at a lower cost to the City and County by private contractor than by employees of the City and County, NOW THEREFORE, be it

RESOLVED, that the Board of Supervisors hereby concurs with the Controller's Certification and approves and authorizes the District Attorney, Family Support Bureau, to contract for legal process server services

APPROVED:

TERENCE HALLINAN
District Attorney

RECOMMENDED:

EDWINA YOUNG, Director
Family Support Bureau

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 25-97-2

MAY 16 1997
Date Approved

Mayor

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FILE NO. 25-97-3 RESOLUTION NO. 441-97

APPROVING THE CONTROLLER'S CERTIFICATION THAT COUNTY JAIL FOOD SERVICE MANAGEMENT OPERATIONS FOR THE CITY AND COUNTY OF SAN FRANCISCO CAN PRACTICALLY BE PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST FOR THE YEAR COMMENCING JULY 1, 1997, THAN IF WORK WERE PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November, 1976 adding Section 8.300-1 to the Charter allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, the Controller has certified on April 11, 1997, that services involved in the administration and provision of County Jail food service management operations in the City and County of San Francisco for the year commencing July 1, 1997, can be performed at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco now, therefore, be it

RESOLVED, that, pursuant to Section 10.104.15 of the Charter, the Board of Supervisors hereby approves said Controller's certification.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Joan Lum
Acting Clerk

File No. 25-97-3

MAY 16 1997
Date Approved

Mayor

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FILE NO. 25-97-5 RESOLUTION NO. 442-97

APPROVING THE CONTROLLER'S CERTIFICATION THAT THE SAN FRANCISCO "O.R." PROJECT FOR THE CITY AND COUNTY OF SAN FRANCISCO CAN PRACTICALLY BE PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST FOR THE YEAR COMMENCING JULY 1, 1997, THAN IF WORK WERE PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November, 1976 adding Section 8.300-1 to the Charter allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, the Controller has certified on April 11, 1997, that services involved in the administration and provision of the "O.R" Project for the City and County of San Francisco for the year commencing July 1, 1997, can be performed at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco now, therefore, be it

RESOLVED, that, pursuant to Section 10.104.15 of the charter, the Board of Supervisors hereby approves said Controller's certification.

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 25-97-5

MAY 16 1997

Date Approved

Mayor

BOARD OF SUPERVISORS

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JUN 11 1997

FILE NO. 25-97-6 RESOLUTION NO. 443-97

APPROVING THE CONTROLLER'S CERTIFICATION THAT THE PRETRIAL DIVERSION PROGRAM FOR THE CITY AND COUNTY OF SAN FRANCISCO CAN PRACTICALLY BE PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST FOR THE YEAR COMMENCING JULY 1, 1997, THAN IF WORK WERE PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November, 1976 adding Section 8.300-1 to the Charter allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, the Controller has certified on April 11, 1997 that services involved in the administration of provision of Pretrial Diversion operations in the City and County of San Francisco for the year commencing July 1, 1997 can be performed at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco, now, therefore, be it

RESOLVED, that pursuant to Section 10.104.15 of the Charter, the Board of Supervisors hereby approves said Controller's certification.

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 25-97-6

MAY 16 1997
Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 27-97-5

RESOLUTION NO. 444-97

[Airport-Lease Modifications]

APPROVING EARLY TERMINATION OF LEASES BETWEEN SHELL OIL COMPANY AND THE CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION.

WHEREAS, Pursuant to Lease No. 76-0132 and Lease No. 76-0134 dated July 1, 1976, Shell Oil Company leases from the City and County of San Francisco certain Airport properties for the purpose of distributing, marketing, selling and storing petroleum products for aircraft and performing services incidental thereto; and,

WHEREAS, Each of said Leases commenced July 1, 1976 for a term of five years, with two ten-year options, the final option period of which is due to expire on June 30, 2001 unless sooner terminated; and,

WHEREAS, Shell Oil Company has discontinued its activities at the Airport and the Airport requires the use of the leased premises to accommodate the Airport's Master Plan Development Program; and,

WHEREAS, By Resolution No. 96-0246 the Airport Commission approved that certain Termination Of Leases Agreement, establishing the conditions for Shell's early termination and surrender of the premises; now, therefore, be it

RESOLVED, That pursuant to Charter Section 9.118, the Board of Supervisors hereby approves the termination, effective September 1, 1996, of Lease No. 76-0132 and Lease No. 76-0134 between Shell Oil Company and the City and County of San Francisco, acting by and through its Airport Commission, pursuant to the provisions of that certain Termination of Leases Agreement, copies of which Leases and Termination Agreement are contained in Board of Supervisors' file number 27-97-5.

APPROVED AS TO FORM

LOUISE H. RENNE
City Attorney

By
Deputy City Attorney

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
27-97-5

MAY 16 1997
Date Approved

Mayor

FILE NO. 65-97-5 RESOLUTION NO. 445-97

(Lease of Property)

AUTHORIZING A ONE (1) YEAR AND THREE HUNDRED AND SIXTY FOUR (364) DAY (WITH ONE THREE (3) YEAR OPTION AND TWO FIVE (5) YEAR OPTIONS) LEASE OF PUC LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND SPRINT SPECTRUM, L.P., IN SAN FRANCISCO COUNTY

WHEREAS, The Public Utilities Commission pursuant to Resolution 97-0014 approved the subject lease, and

WHEREAS, Section 2 110 of the Charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors, now, therefore, be it

RESOLVED, That this Board hereby approves that lease of 272 square feet of space on the 3rd floor of the Clean Water Machine Shop and space on the roof of the same building located at 750 Phelps Street, San Francisco between the City and County of San Francisco, Lessor, and Sprint Spectrum, L.P., Lessee having been approved pursuant to Public Utilities Commission Resolution No. 97-0014 adopted January 14, 1997

(Public Utilities Commission)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 65-97-5

MAY 16 1997

Date Approved

Mayor

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JUN 11 1997

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FILE NO. 65-97-6 RESOLUTION NO. 446-97

(Lease of Property)

AUTHORIZING A ONE (1) YEAR AND THREE HUNDRED SIXTY FOUR (364) DAY WITH ONE EIGHT (8) YEAR AND ONE (1) DAY OPTION LEASE OF PUC LAND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND SPRINT SPECTRUM, L.P., IN ALAMEDA COUNTY.

WHEREAS, The Public Utilities Commission pursuant to Resolution No. 97-0086 approved the subject lease; and

WHEREAS, Section 2.110 of the Charter requires that lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors, now, therefore, be it

RESOLVED, That this Board hereby approves that lease of 252 square feet of property together with certain space on an existing fifty (50) foot communications tower located in Sunol, California between the City and County of San Francisco, Lessor, and Sprint Spectrum, L.P., Lease having been approved pursuant to Public Utilities Commission Resolution No. 97-0086 adopted March 25, 1997.

PUBLIC UTILITIES COMMISSION
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 65-97-6

MAY 16 1997
Date Approved

Mayor

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FILE NO. 68-97-3 RESOLUTION NO. 447-97

[Tire Recycling Grant]

RESOLUTION AUTHORIZING THE MAYOR'S OFFICE OF COMMUNITY DEVELOPMENT TO RETROACTIVELY APPLY FOR, AND TO ACCEPT AND EXPEND, UP TO $25,000 IN TIRE RECYCLING GRANT FUNDS FROM THE CALIFORNIA WASTE MANAGEMENT BOARD.

WHEREAS, It is in the best interest of the City and County of San Francisco to promote waste prevention, reuse and recycling throughout the City and to reduce the amount of material that is landfilled; and,

WHEREAS, The people of the State of California have enacted Assembly Bill 1843 (W. Brown, Chapter 974, Statutes of 1989) that provides grants to local governments for the purpose of diverting tires from landfill disposal and for recycling used tires by fostering new business enterprises for such purpose; and,

WHEREAS, The California Integrated Waste Management Board has been delegated the responsibility for the administration of the program within the State of California, and grant funds are available from the California Integrated Waste Management Board for projects relating to tire recycling; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby authorizes the Director of the Mayor's Office of Community Development to retroactively apply for, and to accept and expend, a tire recycling grant of up to $25,000 from the California Integrated Waste Management Board to fund projects relating to the installation of

///

rubber matting made from recycled tires in playgrounds located in the City and County of San Francisco; and, be it

FURTHER RESOLVED, That the Director of the Mayor's Office of Community Development is hereby authorized and empowered to execute, deliver and perform, in the name of the City and County of San Francisco, all applications, contracts, agreements, amendments and payment requests necessary for the purpose of securing such tire recycling grant funds and to implement and carry out the purposes specified in the applicable grant application; and, be it

FURTHER RESOLVED, That any and all acts previously performed by employees of the City and County of San Francisco in furtherance of the applicable grant application are hereby ratified and confirmed.

Willie Lewis Brown, Jr.
Mayor

Ms. Priscilla Watts
Director, Mayor's Office of
Community Development

Controller's Grant Division

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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
68-97-3

MAY 16 1997
Date Approved

Mayor

FILE NO. 85-97-2 RESOLUTION NO. 448-97

[Transbay Terminal]

INDICATING THE BOARD OF SUPERVISORS' ENDORSEMENT OF THE MAIN/BEALE SOUTH DESIGN CONCEPT AND PROGRAM FOR A REPLACEMENT FACILITY FOR THE TRANSBAY TRANSIT TERMINAL AND URGING THE MAYOR TO TAKE ALL STEPS NECESSARY, WITH CALTRANS, THE METROPOLITAN TRANSPORTATION COMMISSION, AND OTHER PARTIES AS APPROPRIATE, TO COMPLETE PROJECT PLANNING AND ASSURE IMPLEMENTATION OF THE FACILITY AND ITS INTEGRATION WITH AREA LAND USE AND REVITALIZATION

WHEREAS, Following the October, 1989 Loma Prieta Earthquake, the Office of the State Architect concluded that the Transbay Transit Terminal (Terminal) needed substantial and costly upgrades in order to meet current seismic, health and safety codes; and

WHEREAS, The California Department of Transportation (Caltrans) has determined that the elevated ramps serving the Terminal also require replacement for seismic reasons at substantial additional cost; and

WHEREAS, The report of the Office of the State Architect further concluded that "the best interest of the public would be served by the demolition of the existing facility and its replacement with a new terminal"; and

WHEREAS, On March 22, 1993, the San Francisco Board of Supervisors passed a resolution requesting that Caltrans, which owns the Terminal, work with the City to study alternatives to rehabilitation of the Terminal; and

Supervisor Yaki

BOARD OF SUPERVISORS

WHEREAS, On December 5, 1994, the Board of Supervisors passed a resolution establishing the Transbay Redevelopment Survey Area, pursuant to which the San Francisco Redevelopment Agency and the San Francisco Planning Department, in close collaboration with regional transit providers and interested members of the public, have undertaken extensive studies of the integration of the Terminal and other transportation uses with the overall revitalization and redevelopment of the Transbay area; and

WHEREAS, On March 4, 1996, the Board of Supervisors, at the recommendation of the Redevelopment Agency, the Planning Commission and the Public Transportation Commission, passed a resolution indicating its preference for the Main and Beale Streets at Howard Street site (Main/Beale site) as the location for a replacement facility for the Terminal, and urging the Mayor and appropriate City staff to initiate project planning for a replacement facility at that site; and

WHEREAS, Staff and engineering and architectural consultants for the Redevelopment Agency and the Planning Department have conducted extensive studies and meetings with City, regional and inter-city bus operators, in order to confirm transit operational needs and explore a range of approaches to meeting those needs within site and budget constraints; and

WHEREAS, Based on this analysis, City staff has recommended endorsement of the Main/Beale South Design Concept and Program for a number of reasons, including that it: meets current transit needs and is expandable to meet potential future needs; consolidates local, regional and inter-city buses on a single site, making efficient use of downtown land resources; offers good potential connections to the proposed CalTrain extension and thence to BART and Muni Metro; achieves a $30 million cost reduction from previous schemes; makes a positive contribution to the urban design potential of the Transbay area; offers significant street-level

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retail frontage and attractive joint development opportunities, [illegible]

heavily used auto corridors; and

WHEREAS, The recommended Main/Beale South Design Concept and Program is further detailed in the Transbay 2020 Regional Transit Facility Report, which is on file with the Clerk of the Board of Supervisors in File No. 85-97-2; and

WHEREAS, The Transbay Citizens Advisory Committee on February 19, 1997, the San Francisco Redevelopment Agency Commission on March 11, 1997 (Resolution No. 38-97), and the San Francisco Planning Commission on March 13, 1997 (Resolution No. 14331), following public workshops, have each formally concurred with the City staff recommendation; and

WHEREAS, AC Transit on February 12, 1997 (Resolution No. 984) has expressed its support for the Main/Beale South Design Concept if it is not possible to continue operations at the existing Transbay Terminal; desire to be a Terminal financial partner; opposition to any surface alternative as an interim or permanent solution; and desire that the existing Terminal be used for interim operations; and

WHEREAS, The Mayor's Office, together with regional transit providers and Redevelopment Agency and Planning Department staff, is actively developing implementation strategies for the replacement Terminal, including a financing plan, designation of a responsible transit-oriented lead Agency for the City, and coordination with the on-going bus facility environmental review process being conducted as part of the extension project for CalTrain, and

WHEREAS, Caltrans has indicated that it is urgent to move forward expeditiously with a Terminal replacement project in order properly to address the identified code deficiencies at the existing Terminal; now therefore be it

endorsement of the Main/Beale South Design Concept and Program as the preferred alternative for a replacement facility for the Transbay Transit Terminal; and be it

FURTHER RESOLVED, That the Board of Supervisors does hereby urge the Mayor to take those steps necessary, with Caltrans, the Metropolitan Transportation Commission, and other parties as appropriate, to complete project planning and assure implementation of the facility and its integration with area land use and revitalization, including (a) completion of environmental review, (b) commencement of design documentation, (c) finalization of funding agreements, (d) designation of an appropriate City transit-oriented agency to be responsible for construction and ownership of the facility, and (e) formation of a joint exercise of powers authority to operate the Terminal; and be it

FURTHER RESOLVED, That the Board of Supervisors does hereby urge the Mayor to seek to maximize private sector participation and development incorporating significant commercial uses in the development of the transit terminal and the surrounding area; and be it

FURTHER RESOLVED, That the Board of Supervisors does hereby urge the Mayor to urge the City Planning and Redevelopment Agency staffs to continue the Transbay land use planning and redevelopment effort, employing as assumptions the Main/Beale South Design Concept and Program.

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Brown Katz Leal Medina Teng Yaki
Yee

Noes: Supervisors Ammiano Bierman

Absent: Supervisors Kaufman Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
85-97-2

MAY 16 1997
Date Approved

Mayor

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FILE NO. 96-97-2 RESOLUTION NO. 449-97

[Sale of Real Property]

AUTHORIZING THE SALE OF 5.216 ACRES OF LAND OF WATER DEPARTMENT SURPLUS REAL PROPERTY LOCATED IN SUNOL, ALAMEDA COUNTY TO THE STATE OF CALIFORNIA.

WHEREAS, The City of San Francisco owns a 5.216± acre parcel of land under the jurisdiction of the Public Utilities Commission in the County of Alameda near Sunol along Vallecitos Road as shown on SFWD Drawing No. C-1300, dated July 20, 1994, a copy of which is on file with the Clerk of the Board of Supervisors; and,

WHEREAS, The State of California has requested to purchase the land for $64,500 in order to realign and widen Vallecitos Road for safety purposes; and,

WHEREAS, The Water Department has determined that the subject property is no longer needed for its operating needs; and,

WHEREAS, The Public Utilities Commission and the Director of Property recommend the sale of the subject property pursuant to the Agreement For Sale of Real Estate, a copy of which is on file with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the sale according to the terms and conditions of the Agreement For Sale of Real Estate and hereby authorizes the Director of

(Real Estate)

Property to execute a deed and any other necessary documents to convey the property to the State of California

RECOMMENDED:

Public Utilities Commission

By _____
Manager of Utilities

(Pursuant to PUC Res. No. 96-0228)

By _____
Director of Property

JP:tc

DOCUMENTS DEPT.
JUN 11 1997
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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
96-97-2

MAY 16 1997
Date Approved

Mayor

FILE NO. 133-97-5

RESOLUTION NO. 450-97

AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, $287,000 FROM THE TRANSPORTATION FUND FOR CLEAN AIR IN THE BAY AREA FOR PROGRAMS AND PROJECTS TO REDUCE AIR POLLUTION FROM MOTOR VEHICLES, WAIVING IN DIRECT COSTS.

WHEREAS, Assembly Bill 434 created the Transportation Fund for Clean Air in the S.F. Bay Area and provided authority to the Bay Area Air Quality Management District ("the District") to impose up to a $4.00 surcharge on motor vehicle registration fees within its jurisdiction, to be used to implement specified transportation control measures included in the District's 1991 Bay Area Clean Air Plan; and

WHEREAS, on October 16, 1991, the District approved a $2.00 surcharge on motor vehicle registration fees, and raised the surcharge to $4.00 effective April 1, 1993; and

WHEREAS, the District is seeking applications from Bay Area cities, counties, school districts, transit districts, and other agencies to cover the costs of transportation programs and projects that achieve emission reductions from motor vehicles; and

WHEREAS, the City and County of San Francisco supports the Bay Area Clean Air Plan; and

WHEREAS, the following City department has developed programs and projects eligible for AB 434 program funding;

(1) Department of Administrative Services

$287,000 to replace two existing diesel-powered street sweepers with new compressed natural gas (CNG) sweepers for the Department of Public Works; replace one diesel-powered bus with a new CNG bus for Laguna Honda Hospital; and replace two gasoline powered pick-up trucks with electric-powered pickups for the Clean Water Department.

Supervisors Leal, Bierman

BOARD OF SUPERVISORS

WHEREAS, the grantor does not allow indirect costs; and

WHEREAS, this resolution must accompany City and County grant applications which are due to BAAQMD on or before May 30, 1997; now therefore be it

RESOLVED, that the Office of the City Administrator is hereby authorized to apply for $287,000 from the Transportation Fund for Clean Air in the Bay Area, for programs and projects to reduce air pollution from motor vehicles, waiving indirect costs.

Mayor

Stephen J. Agostini for

Willie L. Brown, Jr.

City Administrator

William L. Lee

William L. Lee

BOARD OF SUPERVISORS

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JUN 11 1997

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
133-97-5

MAY 16 1997
Date Approved

Mayor

FILE NO. 146-97-6

RESOLUTION NO. 451-97

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF MENTAL HEALTH AND SUBSTANCE ABUSE, TO APPLY FOR RETROACTIVELY A GRANT OF $382,592, FROM THE STATE DEPARTMENT OF MENTAL HEALTH, TO DEVELOP A SINGLE SYSTEM OF CARE FOR SERIOUSLY EMOTIONALLY DISTURBED CHILDREN.

RESOLVED, That the Department of Public Health, Division of Mental Health and Substance Abuse, Child, Adolescent and Family Section, is hereby authorized to apply for retroactively a grant of $382,592, which includes indirect costs in the amount of $34,781, based on 10% of direct costs, from the State Department of Mental Health for the developing a single system of care for seriously emotionally disturbed children for the residents of San Francisco.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Public Health

BOARD OF SUPERVISORS

varisur doc

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 146-97-6

MAY 16 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 11 1997

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FILE NO. 152-97-3 RESOLUTION NO. 452-97

[Grant - Private Funds]

AUTHORIZING THE SHERIFF'S DEPARTMENT TO APPLY FOR, RETROACTIVELY ACCEPT AND EXPEND $110,000 IN FUNDS FROM THE CENTER ON CRIME, COMMUNITIES, AND CULTURE TO SUPPORT THE THEATER COMPONENT OF THE RESOLVE TO STOP THE VIOLENCE PROJECT (RSVP)

WHEREAS, Violent crime carries a high price in terms of human life and material resources, causing injury, fear, grief and suffering to victims as well as offenders and their families and communities, and

WHEREAS, The Sheriff of San Francisco is responding to the unacceptable burden that violent crime imposes on our community by creating and implementing programs for prisoners in the county jails that promote accountability, foster recognition of the harm done by violent crime and reduce recidivism, and

WHEREAS, One such program is the Resolve to Stop the Violence Project, which integrates violence prevention instruction into existing jail educational, vocational and cultural awareness programming, and

WHEREAS, The Resolve to Stop the Violence Project is based on the principles of restorative justice, which makes offender accountability, victim restoration, and community involvement priorities in intervention and prevention of crime, and

WHEREAS, One component of the Resolve to Stop the Violence Project is the Theater Institute, which will combine the methodology of batterer intervention programs for abusive men with drama therapy interventions designed for violent offenders to redefine and restructure beliefs about male-roles that promote violent behavior, and,

Supervisors Katz, Bierman, Leal, Medina

BOARD OF SUPERVISORS

WHEREAS, The Center on Crime, Communities and Culture of the Open Society Institute has awarded the Sheriff's Department a one-year grant in the amount of $110,000 to support the Theater Institute and an evaluation of the impact of the program on the participants, and,

WHEREAS, Indirect costs are not provided by The Center on Crime, Community and Culture and thus they have not been included, now, therefore be it

RESOLVED, That Sheriff's Department is hereby authorized to apply for, retroactively, accept and expend the grant of $110,000 from The Center on Crime, Communities and Culture to implement the Resolve to Stop the Violence Theater Institute and to execute all documents necessary thereto, and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken by the Sheriff's Department in applying for the grant

Recommended

Michael Hennessey, Sheriff

Approved

Controller, Grant Division

Mayor

BOARD OF SUPERVISORS Katz

DOCUMENTS DEPT.

JUN 11 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
152-97-3

MAY 16 1997
Date Approved

Mayor

FILE NO. 166-97-1 RESOLUTION NO. 453-97

[Tax Sale]

AUTHORIZING TAX COLLECTOR TO SELL AT PUBLIC AUCTION CERTAIN PARCELS OF TAX-DEFAULTED REAL PROPERTY.

WHEREAS, the San Francisco Tax Collector has complied with all of the statutory prerequisites for selling tax-defaulted real property at public auction and each of the parcels of real property listed on the attached List of Tax-Defaulted Property Subject to Impending Tax Sale has been duly entered on the Tax Collector's roll of tax-defaulted real property for longer than 5 years; now, therefore be it

RESOLVED that the San Francisco Tax collector is hereby directed to advertise and sell at public auction each of the parcels listed on the attached List of Tax-Defaulted Property Subject to Impending Tax Sale in the manner provided by the California Revenue and Taxation Code in Division I, Part 6; and the Tax Collector is further directed to add the cost of advertisement and sale of the herein described property to the minimum price to be collected from the parcels offered for tax sale.

RECOMMENDED BY:

Richard A. Sullivan
Tax Collector

APPROVED BY:

Mary I. Callanan
Treasurer

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 166-97-1

MAY 16 1997
Date Approved

Mayor

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
JUN 11 1997
SAN FRANCISCO

As amended in committee
April 10, 1997.

FILE NO. 172-97-9 RESOLUTION NO. 454-97

(Administrative Services Contract)

4/10 mlr

AUTHORIZING RETROACTIVELY, THE DIRECTOR OF PUBLIC HEALTH TO EXECUTE AN AGREEMENT, INCLUDING INDEMNIFICATION, BINDING ARBITRATION, AND LIMITED AUTHORITY FOR THE DIRECTOR OF PUBLIC HEALTH TO EXECUTE AMENDMENTS, FOR THE PROVISION OF ADMINISTRATIVE SERVICES TO THE CHINESE COMMUNITY HEALTH PLAN EFFECTIVE March 4, 1997.

WHEREAS, The Department of Public Health has formed an integrated delivery system, known as the Community Health Network of San Francisco (CHN), for purposes of providing quality health care in the managed care environment; and

WHEREAS, CHN has an administrative division which is responsible for customer services, claims and encounter adjudication, financial management, and management information services; and

WHEREAS, the Chinese Hospital Association (CHA) and the Chinese Community Health Care Association (CCHCA) have negotiated a contract with the San Francisco Health Plan to be a provider of services to managed care Medi-Cal beneficiaries; and

WHEREAS, the Chinese Community Health Plan is desirous of obtaining administrative services from CHN for its managed care Medi-Cal enrollees; and

WHEREAS, the Chinese Community Health Plan will pay CHN an administrative fee equal to $1,500 per month for the first six months and, thereafter, $3,000 per month, or seven percent (7%) of the capitation revenues received from the San Francisco Health Plan, whichever is greater; and

WHEREAS, Under this proposed contract (a copy of which is in Board File No. 172-97-9), the parties mutually indemnify each other, agree to binding arbitration, and the Director of Health is authorized to execute amendments which increase the administrative fee paid by the Chinese Community Health Plan or which do not significantly modify the scope of administrative services provided by CHN; now, therefore, be it

mlr 4/10

RESOLVED, The Director of Public Health is hereby authorized retroactively, to execute an agreement with the Chinese Community Health Plan for the provision of administrative services effective March 4, 1997.

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JUN 11 1997
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RECOMMENDED:

Sandra Hernandez, MD
Director of Health

Sandy Mori
Health Commission, Secretary

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 172-97-9

MAY 16 1997
Date Approved

Mayor

As amended in committee
April 10, 1997.

FILE NO. 172-97-10 RESOLUTION NO. 455-97

(Administrative Services Contract)

4/10
mlr

AUTHORIZING RETROACTIVELY, THE DIRECTOR OF PUBLIC HEALTH TO EXECUTE AN AGREEMENT, INCLUDING INDEMNIFICATION, BINDING ARBITRATION, AND LIMITED AUTHORITY FOR THE DIRECTOR OF PUBLIC HEALTH TO EXECUTE AMENDMENTS, FOR THE PROVISION OF ADMINISTRATIVE SERVICES TO THE ST. LUKE'S PHYSICIAN HOSPITAL ORGANIZATION EFFECTIVE MARCH 4, 1997.

WHEREAS, The Department of Public Health has formed an integrated delivery system, known as the Community Health Network of San Francisco (CHN), for purposes of providing quality health care in the managed care environment; and

WHEREAS, CHN has an administrative division which is responsible for customer services, claims and encounter adjudication, financial management, and management information services; and

WHEREAS, the St. Luke's Physician Hospital Organization has negotiated a contract with the San Francisco Health Plan (SFHP) to be a provider of services to managed care Medi-Cal beneficiaries; and

WHEREAS, the St. Luke's Physician Hospital Organization is desirous of obtaining administrative services from CHN for its managed care Medi-Cal enrollees; and

WHEREAS, the St. Luke's Physician Hospital Organization will pay CHN an administrative fee in the amount equal to the greater of $ 2,000 per month or seven percent (7%) of the net Managed Care Revenue of the monthly capitation revenues received from SFHP.

WHEREAS, Under this proposed contract (a copy of which is in Board File No. 172-97-10), the parties mutually indemnify each other, agree to binding arbitration, and the Director of Health is authorized to execute amendments which increase the administrative fee paid by the St. Luke's Physician Hospital Organization or which do not significantly modify the scope of administrative services provided by CHN; now, therefore, be it

4/10
mlr

RESOLVED, The Director of Public Health is hereby authorized retroactively, to execute an agreement with the St. Luke's Physician Hospital Organization for the provision of administrative services effective March 4, 1997.

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RECOMMENDED:

Sandra Hernandez, MD
Director of Health

Sandy Mori
Health Commission, Secretary

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 172-97-10

MAY 16 1997
Date Approved

Mayor

FILE NO. 172-97-20 RESOLUTION NO. 456-97

AUTHORIZING THE SAN FRANCISCO SHERIFF'S DEPARTMENT TO ENTER INTO AN AGREEMENT WITH COMMUNITY ALERT NETWORK, INC. FOR AN AUTOMATED TELEPHONE NOTIFICATION SYSTEM, WHICH AGREEMENT PROVIDES FOR MUTUAL INDEMNIFICATION FROM CLAIMS OR OTHER DAMAGES WHICH ARISE AS A RESULT OF PERFORMANCE UNDER SAID AGREEMENT.

WHEREAS, The Board of Supervisors recognizes the need for an automated telephone notification sytem for the residents of San Bruno and Pacifica for timely notification of an emergency situation on the San Bruno Jail Compound;

WHEREAS, Community Alert Network, Inc., is willing and able to provide such a system on the condition that each party agrees to indemnify the other from claims of other damages, which may arise as a result of performance under the agreement; now therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco authorizes the Sheriff's Department to enter into an agreement with Community Alert Network, Inc., for an automated telephone notification system, which agreement contains the following dual indemnification provision:

Contractor agrees to defend, indemnify, and hold the City, its officers, employees and agents harmless from and against any liability, loss expenses, attorney's fees or claims, for injury or damages caused by or resulting from negligent or intentional acts or omissiosn of Contractor, its officers, agents or employees.

City agrees to defend, indemnify and hold Contractor, its officers, employees and agents harmless from and against any and all third party claims for loss, expenses, attorney's fees or claims for injury or damages caused by or resulting from the negligence or intentional acts of City, its officers, agents or employees.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 172-97-20

MAY 16 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 11 1997

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FILE NO. 173-97-2 RESOLUTION NO. 457-97

(Prohibition of Advertising on Vessels on Port Waters)

AMENDING THE HARBOR TRAFFIC CODE TO PROHIBIT OUTDOOR SIGNS AND ADVERTISING ON VESSELS ON PORT WATERS

WHEREAS, Section B 3.581 of the City Charter empowers the Port Commission of San Francisco (the "Commission") with the power and duty to use, conduct, operate, maintain, manage, regulate and control the Port area of San Francisco; and

WHEREAS, Recently, a tug and barge was employed for the purpose of displaying a very large advertisement on the bay in waters within the jurisdiction of the Port of San Francisco; and

WHEREAS, These signs on vessels sailing on San Francisco Bay may distract pedestrians and vehicles on adjacent roadways and highways next to the Bay and threaten safety of vehicular and pedestrian traffic; and

WHEREAS, These signs interfere with the public's enjoyment of San Francisco Bay; and

WHEREAS, On November 12, 1996, in response to concerns raised by citizens and city officials, the San Francisco Port Commission adopted Resolution No 96-112 amending the Harbor Traffic Code to prohibit outdoor signs and advertisements on all waterborne vessels, including, but not limited to motorized, towed or sailing vessels of any kind, such as ships, boats, tugboats, barges and sailboats, unless the waterborne vessel is being used primarily to transport passengers or goods. A copy of Port Commission Resolution No 96-112, and the Memorandum to the Port Commission are on file with the Clerk of the Board of Supervisors in File No 173-97-2, and

WHEREAS, The proposed amendment exempts vessels with permanently affixed logos and names on vessel hulls, or sailing or racing vessels, now therefore be it

RESOLVED, That the Board of Supervisors hereby approves amending the Port Harbor Traffic Code to add the following:

Article 13 Outdoor Signs and Advertising on Vessel Prohibited on Port Waters

100. No person may exhibit, post or carry any banner, placard, poster, card, picture, sign or advertising display, except for (1) permanently affixed logos and names on vessel hulls, or (2) logos and names on sails of racing sailboats actually engaged in competition sponsored by a recognized yacht club, on the outside of any waterborne vessel of any kind, including but not limited to motorized, towed or sailing vessels such as ships, boats, tugboats, barges, and sailboats of any size, on any waters within the jurisdiction of the San Francisco Port Commission.

SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
173-97-2

MAY 16 1997
Date Approved

Mayor

FILE NO. 185-97-2 RESOLUTION NO. 458-97

[Contract Requirement for Children Services Plan Grantees--Provision of Basic Children's Preventative Health Care Information]

DECLARING THE POLICY OF THE CITY AND COUNTY OF SAN FRANCISCO TO BE THAT ALL CHILDREN'S SERVICES PLAN (CSP) CONTRACTS REQUIRE PROVIDERS OF FAMILY AND CHILDREN'S SERVICES TO MAKE AVAILABLE BASIC PREVENTATIVE HEALTH CARE INFORMATION TO PARENTS AND OTHER CARE GIVERS.

WHEREAS, In a number of our communities, there are young children needlessly suffering from preventable diseases, some of which can have serious permanent health consequences; and

WHEREAS, Parents, local government and all of us are responsible for and share in the losses resulting from the needless suffering of these children; and

WHEREAS, There is a need for establishing a City policy that government agencies and non-governmental community-based agencies must work together to eliminate the needless suffering of these children; therefore, be it

RESOLVED, That it is the policy of the City and County of San Francisco to require that all Children's Services Plan grantees who provide family and children's services make available basic children's preventative health care information to the families and children whom they serve.

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SUPERVISORS BIERMAN, YEE, KATZ, BROWN, MEDINA, TENG, LEAL, AMMIANO

Page 1 of 1
April 28, 1997

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 185-97-2

MAY 16 1997
Date Approved

Mayor

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FILE NO. 185-97-3 RESOLUTION NO. 459-97

[Children's Services Plan]

RECOMMENDING STRATEGIES TO THE MAYOR'S OFFICE OF CHILDREN, YOUTH AND FAMILIES (MOCYF) SO THAT IT CAN BEST CARRY OUT ITS MANDATE AND THE IDEAS ARTICULATED IN THE CHILDREN'S SERVICES PLAN.

WHEREAS, The Children's Services Plan has been submitted for review by the Board of Supervisors on April 23 and has received our careful consideration, as well as commentary from numerous members of the public; and

WHEREAS, The well-being of San Francisco's children is of paramount importance to our City, particularly in light of the thousands of children who will be harmed by the changes in welfare policy and the increased public concern about violence among youth; and

WHEREAS, The Children's Services Plan has outlined five principles: 1. Involve all San Franciscans in fulfilling this vision, especially children, youth and families. 2. Foster Neighborhood-based solutions. 3. Put safety first. 4. Honor Diversity. 5. Be accountable for results. And,

WHEREAS, The Children's Services Plan has outlined four major directions: 1. Access to high quality, affordable child care. 2. Youth employment. 3. Safe environment and positive alternatives for children and youth. 4. Strengthening families through resources and opportunities. And,

WHEREAS, The Children's Services Plan has embraced many program models which will make services more accessible to the children of San Francisco, including

beacon schools, family resource centers, youth development centers, as well as parent and youth-initiated projects, and

WHEREAS, The Children's Services Plan's commitment to services to children ages 0-5 is particularly noteworthy, given the serious under-funding of this age group in previous years; and

WHEREAS, The allocation of funds must incorporate all of the principles articulated in the plan, particularly the commitment to evaluation, community involvement, and incorporation of the findings of the Children and Youth Summit held in October, 1996, and

WHEREAS, The Mayor's Office of Children, Youth and Families' (MOCYF) commitment to developing a five-year plan for children's services is of vital interest to the public, therefore, be it

RESOLVED, That the Board of Supervisors commends the Mayor's Office of Children, Youth and Families (MOCYF) for its articulation of sound themes and policies for the City regarding children's services, for its commitment to program planning and evaluation; and for its support of many excellent program models; and be it

FURTHER RESOLVED, That the Board make the following recommendations to the Mayor's Office of Children, Youth and Families so that it can best carry out its mandate and the ideas articulated in the plan:

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That the receipt of funding by public and private agencies be contingent upon that agency's participation in data collection and program evaluation, and that participant evaluation be a requirement of all agencies;

That the Allocations Committee consider all evaluation materials available on applicant agencies in making funding recommendations;

That children, ages 0-5, receive an increased portion of funding, though not by cutting existing programs that have proved to work well;

That members of each community mini-summit planning committee be part of the Allocations Committee;

That future Children's Services Plans include more detail as to how funds will be allocated and allow for greater community input in the development of the plan; and

That the Mayor's Office of Children, Youth and Families submit its plans for developing a Five Year Plan for Children's Services to the Board of Supervisors with ample time for public discussion of how this important process should proceed.

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 185-97-3

MAY 16 1997
Date Approved

Mayor

FILE NO. 190-97-8 RESOLUTION NO. 460-97

[Pregnancy Consultation Center]

URGING THE SAN FRANCISCO DEPARTMENT OF PARKING AND TRAFFIC TO ESTABLISH A WHITE ZONE IN FRONT OF THE PREGNANCY CONSULTATION CENTER.

WHEREAS, The Pregnancy Consultation Center has had problems with anti-choice demonstrators every Saturday for the past five years; and

WHEREAS, Dr. David Finkelstein is the owner and doctor of the Pregnancy Consultation Center; and

WHEREAS, Dr. Finkelstein has been practicing for over twenty years and is committed to a women's right to choose; and

WHEREAS, Patients have a right to enter the Pregnancy Consultation Center with dignity just like any other medical facility; and

WHEREAS, A white loading zone will help Pregnancy Consultation Center patients gain safe access to the clinic on Saturday; and

WHEREAS, This loading zone will allow patients to get dropped off in front of the clinic so they do not have to endure verbal and physical harassment from anti-choice demonstrators; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Department of Parking and Traffic to establish a white zone at 1801 Bush Street, directly in front of the Pregnancy Consultation Center.

Supervisor Katz, Leal, Bierman, Brown, Medina, Teng, Ammiano

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Lum
Acting Clerk

File No. 190-97-8

MAY 16 1997
Date Approved

Mayor

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FILE NO. 190-97-9 RESOLUTION NO. 461-97

[All Direction Red Interval Reports]

REQUESTING THE DEPARTMENT OF PARKING AND TRAFFIC TO SUPPLY THE BOARD OF SUPERVISORS WITH WRITTEN REPORTS FOR THE PAST FOUR REPORTING PERIODS PURSUANT TO TRAFFIC CODE SECTION 40.1 FOR THE PURPOSE OF DETERMINING WHETHER THERE HAS BEEN A DECREASE OR INCREASE IN ACCIDENTS AT TRAFFIC SITES AT WHICH THE DEPARTMENT HAS INSTALLED AN ALL DIRECTION RED SIGNAL CONTROLS.

WHEREAS, The City and County of San Francisco has suffered an increase in the number of injuries and deaths related to red light running; and,

WHEREAS, The Board of Supervisors has determined that one possible method to decrease this number of accidents is by installation of all direction red signals; and,

WHEREAS, The Department of Parking and Traffic is authorized to install all-red traffic control signals where appropriate; and,

WHEREAS, Of all of the light controlled intersections in San Francisco, approximately 10% of these intersections are so controlled; and,

WHEREAS, Assuming such a system is effective, it is an economical way to prevent injuries related to red light running; and,

WHEREAS, No scientific study exists to determine whether this system is effective; and,

WHEREAS, Traffic Code Section 40.1 mandates the Department of Parking and Traffic provide such a report every six months,

Supervisor Gavin Newsom, Bierman

indicating whether there has been an increase or decrease in accidents as a result of installation of an all direction red light control; and,

WHEREAS, The Department of Parking and Traffic has not complied with this provision of the Traffic Code; now, therefore, be it

RESOLVED, That the City and County of San Francisco does herenby request the Department of Parking and Traffic to provide the Board of Supervisors with the last four reports which should have been submitted under Traffic Code Section 40.1; and, be it

FURTHER RESOLVED, That the City and County of San Francisco requests the Department of Parking and Traffic to submit these reports at the Board meeting 8 (eight) weeks from today's meeting, and be it

FURTHER RESOLVED, That the City and County of San Francisco requests the Department of Parking and Traffic to continue to compile these reports for the Board as mandated in the Traffic Code.

Supervisor Gavin Newsom

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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
190-97-9

MAY 16 1997
Date Approved

Mayor

FILE NO. 215-97-4 RESOLUTION NO. 462-97

[Resolution]

SUPPORTING THE EFFORTS OF THE BABY BRIGADE RALLY TO BRING ATTENTION TO THE NEED FOR AFFORDABLE, QUALITY CHILDCARE AND FAMILY SUPPORT SERVICES

WHEREAS, It has been two decades since there has been a major citywide demonstration stating the need for the improvement of services for children ages 0 to 5; and

WHEREAS, The need for services for this age group has been expanding beyond the capacity of current resources, as more and more mothers are entering the workforce when their children are young; and

WHEREAS, The average cost of full-time care for a child under two in a licensed center is $180 per week, or 90 percent of minimum wage; and

WHEREAS, There are only 11,000 subsidized child care slots in San Francisco, and 6,000 children are on waiting lists; and

WHEREAS, The shortage of affordable, quality childcare, family support resources, and early care and education services will be exacerbated by welfare reform; and

WHEREAS, Coleman Advocates for Children and Youth is sponsoring a Baby Brigade rally on April 29 in order to draw attention to the importance of the early years of life, and highlight local issues and priorities; now, therefore, be it

Supervisors Yee, Bierman, Brown, Katz, Median, Newsom, Teng, Leal, Ammiano

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes that the first five years of life are of critical importance to the development of children's intellectual and physical development; and be it

FURTHER RESOLVED, That the Board of Supervisors supports quality, affordable childcare for all working families in San Francisco; and be it

FURTHR RESOLVED, That the Board of Supervisors supports the Mayor's commitment to provide quality, affordable childcare; and be it

FURTHER RESOLVED, That the Board of Supervisors supports the efforts of the Baby Brigade rally to bring attention to the need for quality, affordable services for children

SUPERVISOR YEE

BOARD OF SUPERVISORS

DOCUMENTS DEPT

JUN 11 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
215-97-4

MAY 16 1997
Date Approved

Mayor

AMENDMENT OF THE WHOLE
4/30/97

FILE NO. 238-97-1

RESOLUTION NO. 463-97

[Dispute Resolution Fees]

AMENDING RESOLUTION NO. 1118-86, RELATING TO FILING FEES IN THE SUPERIOR AND MUNICIPAL COURTS AUTHORIZED BY GOVERNMENT CODE SECTIONS 26820.4, 26826, 26827, 68090, 72055 AND 72056 TO IMPLEMENT THE STATE-ENACTED DISPUTE RESOLUTION PROGRAMS UNDER THE BUSINESS AND PROFESSIONS CODE, BY INCREASING THE FILING FEE SURCHARGE IMPOSED BY THAT RESOLUTION FROM THREE DOLLARS ($3) TO EIGHT DOLLARS ($8) IN CIVIL ACTIONS (OTHER THAN SMALL CLAIMS ACTIONS) WHERE THE MONETARY DAMAGES EXCEED TWO THOUSAND FIVE HUNDRED DOLLARS ($2500).

WHEREAS, The Board of Supervisors adopted Resolution No. 1118-86, increasing the filing fees assessed for the filing of a first paper in a civil action, other than a small claims action, in the Superior and Municipal Courts for the purpose of supporting a dispute resolution program pursuant to Chapter 8 (commencing with Section 465), Division 1 of the Business and Professions Code, and

WHEREAS, Resolution No. 1118-86, pursuant to state law, authorized an increase in the amount of three dollars ($3) for such filing fees; and

WHEREAS, state law has been amended to authorize the Board of Supervisors to increase the Dispute Resolution Program component of the civil first paper filing fee in certain cases in Municipal and Superior Courts and to allow the Dispute Resolution Program component of the filing fee to be excluded from the definition of "total filing fee" under Sections 26820.8 and 72055 of the Government Code, and

WHEREAS, the above-referenced increase is necessary to offset: (1) increased costs of operating Dispute Resolution Programs; (2) the reduction in funds generated for the program due to a reduction in the number of civil filings; and (3) increased caseloads for the Dispute Resolution Programs notwithstanding the reduction in the number of civil filings, now, therefore, be it

RESOLVED that the Board of Supervisors of the City and County of San Francisco hereby amends Resolution No. 1118-86 by increasing the Dispute Resolution Program component of the civil first paper filing fee from three dollars ($3) to eight dollars ($8) in the Superior and Municipal Courts in all cases (other than small claims actions) in which the claim for money damages exceeds two thousand five hundred dollars ($2500), and be it

FURTHER RESOLVED that the five-dollar ($5) increase in the filing fee for civil actions in which the claim for money damages exceeds two thousand five hundred dollars ($2500) be excluded from the definition of "total filing fee" under Sections 26820.6 and 72055 of the Government Code, and be it

FURTHER RESOLVED, that the Clerk of the Superior Court of the City and County of San Francisco is hereby authorized and directed pursuant to the provisions of Sections 26820.4 and 26826 of the Government Code to collect said sums for each event described in Sections 26820.4, 26826 and 26827, from and after July 1, 1997, and to deposit these sums with the Treasurer of the City and County of San Francisco in the manner provided by law; and be it

FURTHER RESOLVED, that the Clerk of the Municipal Court of the City and County of San Francisco is hereby authorized and directed pursuant to the provisions of Sections 26820.4 and 26826 of the Government Code to collect said sums for each event described in Sections 72055 and 72056 of the Government Code, from and after July 1, 1997, and to deposit these sums with the Treasurer of the City and County of San Francisco in the manner provided by law ; and be it

FURTHER RESOLVED, that the Clerk of the Board of Supervisors be and is hereby directed to deliver copies of this resolution, duly certified by him, to the Clerk of the Superior Court of the City and County of San Francisco and the Clerk of the Municipal Court of the City and County of San Francisco

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JUN 11 1997
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Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Teng Yaki Yee

Absent: Supervisor Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
238-97-1

MAY 16 1997
Date Approved

Mayor

FILE NO. 243-97-1.1 RESOLUTION NO. 464-97

[Wells Fargo Bank Closure]

URGING WELLS FARGO BANK TO DELAY CLOSURE OF ITS HAIGHT ST BRANCH UNTIL AN ALTERNATIVE FACILITY CAN BE FOUND, AND TO WITHDRAW THE STIPULAION REGARDING MAINTAINING CONTROL OF THE ATMs AT THAT LOCATION

WHEREAS, Banks are a symbol of neighborhood vitality and prosperity; and

WHEREAS, Wells Fargo Bank is the only operating bank in the Haight-Ashbury neighborhood, and serves approximately 80% of the 150 small businesses in that neighborhood; and

WHEREAS, Many bank transactions need human assistance - for travelers' checks, cashiers' checks, copies of canceled checks, cash and coin orders and to expedite various financial issues and problems in a timely manner; and

WHEREAS, ATM's are insufficient and do not always work. Tourist trade in the Haight-Ashbury neighborhood generates an extra burden on machines. Cash runs out and lines are long. Standing outside in inclement weather places undue hardship on the elderly and disabled and people without cars, who would have to travel some distance to another bank branch; and

WHEREAS, While the building is for sale, the terms of sale stipulate that Wells Fargo Bank retain rights to the ATMs outside the building, thereby precluding any other financial institution from moving into that space; and

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SUPERVISOR SUE BIERMAN, MEDINA

WHEREAS, The Mayor's Office is proposing a meeting of banking representatives and City policy makers to discuss changes in service delivery systems by financial institutions and their impact on the City; therefore, be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco urges that Wells Fargo Bank delay closure of its Haight Street Branch at least until an alternate facility can be found; and be it

FURTHER RESOLVED, That Wells Fargo Bank withdraw the stipulation regarding their maintaining control of the ATMs at that location.

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SUPERVISOR SUE BIERMAN

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JUN 11 1997
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Adopted - Board of Supervisors, San Francisco May 12, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Teng Yaki

Absent: Supervisors Newsom Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
243-97-1.1

MAY 16 1997
Date Approved

Mayor

CITY LIBRARIAN
PUBLIC LIBRARY
DOCUMENTS DEPARTMENT
CIVIC CENTER LIBRARY
(2 copies of all Leg.)

FILE NO. 12-97-14 As amended in Board 4/28/97 RESOLUTION NO. 465-97

[Opposition to Statewide Lead Poisoning Prevention Legislation - AB 481 ~~and SB 718~~]

DECLARING THE CITY AND COUNTY OF SAN FRANCISCO TO BE OFFICIALLY OPPOSED TO AB 481 WHICH, IF ENACTED, WILL PRE-EMPT IMPORTANT PORTIONS OF THE 1996 LEGISLATION OF THE CITY AND COUNTY OF SAN FRANCISCO TO REDUCE LEAD HAZARDS IN PRIVATE HOUSING WHERE LEAD-POISONED CHILDREN RESIDE AND OTHERWISE INTERFERE WITH OTHER EFFORTS OF THE CITY AND COUNTY OF SAN FRANCISCO TO PREVENT CHILDHOOD LEAD POISONING, WHILE MINIMIZING NEGATIVE IMPACTS ON HOUSING AFFORDABILITY; AND AUTHORIZING THE LEAD HAZARD REDUCTION CITIZENS' ADVISORY COMMITTEE TO REPRESENT THE CITY AND COUNTY OF SAN FRANCISCO IN OPPOSING AB 481.

WHEREAS, the San Francisco Lead Hazard Reduction Citizens' Advisory Committee (Committee), has been working on legislation similar to AB 481 to prevent childhood lead poisoning, while preserving housing affordability legislation for the past three years; and

WHEREAS, The Committee's membership includes tenants, property owners and contractors, as well as representatives of child care and affordable housing, parents and the public, and City agencies - the Mayor's Office of Housing and Department of Building Inspections; and

WHEREAS, The Committee opposes AB 481 because it pre-empts portions of the currently effective local ordinance of the City and County of San Francisco to reduce lead hazards where lead-poisoned children live, and pre-empts legislation the Committee is preparing to recommend to the Board to prevent unsafe work practices on exteriors of buildings and to reduce lead hazards in all private housing in the City and County; and

///

WHEREAS, The Committee is concerned about state pre-emption of local lead-related legislation because the City and County of San Francisco has an unique building stock, as well as rental housing market and resident population conditions, which need to be addressed in order to prevent childhood lead poisoning while preserving housing affordability, including but not limited to:

Significantly older housing stock, with higher amounts of lead in paint, dust and soil;

Significantly denser development, with most residential properties directly abutting one another;

A high percentage of mixed-use buildings and neighborhoods, with residential units and structures directly adjacent to non-residential structures;

An exceptionally high percentage of tenants, many of whom reside, with children, in sub-standard units in older housing stock painted with lead paint;

Exceptionally low vacancy rates (currently 1-2 percent) which increases the hardships associated with relocation;

A high percentage of non-English speaking residents, for whom "English-only" notice and disclosure requirements are inadequate and ineffectual; and

WHEREAS, AB 481 FAILS TO:

Provide adequate relocation compensation, when relocation cannot be avoided;

Minimize negative financial impacts on owners and renters;

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Effectively address environmental contamination of post-1978 housing, and recontamination of housing that has undergone lead hazards evaluations and controls;

Address exteriors of non-residential structures adjacent to residential structures;

Require notice and disclosure which is appropriate to non-English speaking residents;

Adequately fund its many mandates so that our local agencies (Department of Public Health and Building Inspections) can implement the legislation; and

WHEREAS AB 481 requires lead hazards control work in occupied units not housing children, which forces landlords to spend more than necessary for cleanings that do not protect the health of any children; and

WHEREAS, The legislation enacted by the City and County of San Francisco in 1996 represented an agreement between tenants and property owners regarding the impact of lead hazard reduction work on their rights, and AB 481 threatens that agreement and could cause substantial difficulties in future efforts to protect the health of children and honor the rights of everyone in this City; Therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares San Francisco officially opposed to AB 481 and urges its elected representatives oppose this measure; and, be it

FURTHER RESOLVED, That the San Francisco Lead Hazard Reduction Citizens' Advisory Committee is authorized to represent the City and County of San Francisco in opposing AB 481.

Adopted - Board of Supervisors, San Francisco May 5, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No.
12-97-14

Date Approved

Mayor

May 19, 1997

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Jean Lum
Acting Clerk

File No.
12-97-14

FILE NO. 92-97-18 RESOLUTION NO. 466-97

[Appointment]

APPOINTING MEMBER TO THE ETHICS COMMISSION.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Ethics Commission, pursuant to the provisions of Section 15.100 of the San Francisco Charter.

Isabella Horton Grant (Nominee/Board of Supervisors) for unexpired portion of four-year term ending June 8, 1998.

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

Noes: Supervisor Bierman

Absent: Supervisor Ammiano

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 92-97-18

MAY 22 1997
Date Approved

Mayor

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FILE NO. 6-97-86 RESOLUTION NO. 467-97

[Commendation]

COMMENDING THE MUNI BUS DRIVERS: JOVENCIO RENDON, JOHNNY CANNON, EDWARD HAMILTON, AND EUGENE IRBY WHO WERE ACKNOWLEDGED BY THE SENIOR ACTION NETWORK FOR THEIR OUTSTANDING LEVEL OF COURTESY, SAFETY, AND GENERAL EXCELLENCE

WHEREAS, The Senior Action Network (a coalition of 120 senior organizations representing 27,000 seniors in San Francisco) conducts a survey on MUNI Bus Driver; and,

WHEREAS, The survey rates drivers based on criteria of special concern to seniors and the disabled, such as pulling to the curb, kneeling the bus, calling out stops and showing general courtesy; and,

WHEREAS, The winners are those drivers who consistently received high ratings over the last 6 months; and,

WHEREAS, The results of this survey are presented at the MUNI Good Driver Awards Ceremony; and,

WHEREAS, This ceremony occurred on Thursday, May 8th 1997 at 10:00 am, at the First Unitarian Church at 1187 Franklin Street; and,

WHEREAS, Johnny Cannon a driver on the 14 and 49 lines and the Potrero Division received the following comments made by a member of the Senior Action Network: "'Gave Directions cheerfully.'; 'Give [him] a raise.'; 'Replied when spoken to'; 'very well mannered'. (Felt Very Safe.); 'Did not talk unnecessarily to passengers.', 'Please give award and raise.'"; and,

WHEREAS, Jovencio Rendon a driver of the 38 line and the Flynn Division received the following comment made by a member of the Senior Action Network (SAN): "'A Star.'; 'Very Courteous and pleasant while in DIFFICULT traffic'"; and,

WHEREAS, Edward Hamilton, a driver on the 17 line and the Woods Division received the most excellent ratings submitted by riders.; and,

WHEREAS, Eugene Irby a member of the 29 line and the Woods Division received the following comments made about him by a SAN member, "'Very, very polite and courteous.'; 'Super, extremely sensitive to every passenger.'; 'Please give award and raise.'; 'Super-super excellent. Please give award.'; 'consistently excellent; very considerate and thoughtful. Super; one of the very best drivers yet! Please give award.'"; now, therefore, be it

RESOLVED, That The Clerk of the San Francisco Board of Supervisors convey a copy of this resolution to each of the MUNI drivers who received this award along with a letter from the Board of Supervisors thanking them for their excellent service as judged by the members of the Senior Action Network.

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-86

MAY 23 1997

Date Approved

Mayor

FILE NO. 6-97-87 RESOLUTION NO. 768-97

[Commending Mr. Shao Kuang Ting]

COMMENDING MR. SHAO KUANG TING FOR HIS OUTSTANDING ARTISTIC ACHIEVEMENT

WHEREAS, Mr. Shao Kuang Ting, a prominent artist in the U.S., produces works that display a unique combination of traditional Chinese painting techniques and expressive Western art forms; and

WHEREAS, His art works have been displayed in more than one hundred exhibitions in the U.S., Japan, Canada, Greece, Hong Kong, and Taiwan; and

WHEREAS, The World Federation of United Nations Associations (WFUNA) commissioned Mr. Ting to create a limited edition art print to commemorate the Universal Declaration of Human Rights entitled "Light of Human Rights" and a painting to commemorate the United Nations Fourth World Conference on Women entitled " Religion and Peace", and

WHEREAS, The United Nations Postal Administration also commissioned Mr. Ting to create six stamps to commemorate the United Nations Fourth World Conference on Women; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Mr. Shao Kuang Ting for his outstanding artistic achievements.

[Supervisors Teng, Yaki], Bierman, Brown, Katz, Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 6-97-87

MAY 23 1997

Date Approved

Mayor

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FILE NO. 6-97-88 RESOLUTION NO. 469-97

[Commending Chinatown American Cook School]

COMMENDING THE CHINATOWN AMERICAN COOKS SCHOOL IN THEIR EFFORTS TO PROVIDE VOCATIONAL TRAINING TO THE SAN FRANCISCO AND BAY AREA COMMUNITIES DECLARING JUNE 6, 1997 AS "THE CHINATOWN AMERICAN COOKS SCHOOL DAY" IN SAN FRANCISCO

WHEREAS, On June 6, 1997, the Chinatown American Cooks School will be celebrating its Silver Anniversary Celebration, and

WHEREAS, The Chinatown American cooks School was founded in 1972 as a nonprofit organization dedicated to serve the diverse population of the Bay Area; and

WHEREAS, The Chinatown American School provides training an d placement for low income, unskilled, unemployed, and underemployed individuals from all racial and cultural backgrounds; and

WHEREAS, The Chinatown American School has successfully placed trainees as cooks and chefs in hotels and restaurants throughout the Bay Area and the United States; and

WHEREAS, The Chinatown American Cooks School has helped conscientious citizens become productive, self-supporting and contributing members of our community; and

WHEREAS, Sammy Louie has been the Executive Director of the Chinese American Cooks School since its inception; therefore be it

[Supervisors Teng, Yaki], Bierman, Kaufman, Brown, Katz, Medina

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the Chinatown American Cooks School in their efforts to provide vocational training to the San Francisco and Bay Area communities, and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares June 6, 1997 as "The Chinatown American Cooks School Day" in San Francisco

[Supervisors Teng, Yaki]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-88

MAY 23 1997
Date Approved

Mayor

FILE NO. 6-97-89 RESOLUTION NO. 470-97

[Commending the San Francisco Council of District Merchants Associations]

COMMENDING THE SAN FRANCISCO COUNCIL OF DISTRICT MERCHANTS ASSOCIATIONS ON THEIR ANNUAL AWARDS DINNER ON MAY 16, 1997

WHEREAS, The San Francisco Council of District Merchants Association (Council) was founded 45 years ago; and

WHEREAS, The Council is dedicated to the promotion, preservation and enhancement of San Francisco's business community; and

WHEREAS, Representatives of the Council sit on city commissions and are active in the Business Coalition, the Small Business Network, the San Frnacisco Chamber of Commerce, as well as state and federal business improvement councils, and

WHEREAS, The Council is an association of associations, representing - New Bayview/Hunters Point, Clement Street West, Excelsior, Fillmore, Geneva-Mission, Glen Park, Greater Geary, Hayes Valley, Inner Sunset, Marina Merchants Association Incorporated, Mission, Noe Valley, Northeast, OMI Business League, Outer Sunset, Polk Street, Potrero Boosters & Merchants, Sacramento Street, South Army/Mission, Taraval/Parkside, 24th Street, Union Street, Upper Market/Castro and West Portal, therefore be it

[Supervisors Teng, Newsom], Kaufman, Brown, Medina, Bierman

BOARD OF SUPERVISORS

RESOLVED, That the City and County of San Francisco hereby commends the San Francisco Council of District Merchants Associations on their Annual Awards Dinner on May 16, 1997

[Supervisors Teng, Newsom]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-89

MAY 23 1997

Date Approved

Mayor

FILE NO. 6-97-90 RESOLUTION NO. 471-97

[Commendation]

COMMENDING THE CITIZENS AMBASSADORS CONFERENCE WHICH WILL COMMEMORATE THE 40TH ANNIVERSARY OF THE SAN FRANCISCO-OSAKA SISTER-CITY RELATIONSHIP.

WHEREAS, San Francisco and Osaka have been Sister Cities for 40 years, the oldest sister relationship in existence; and

WHEREAS, In celebration and recognition of the San Francisco-Osaka Sister-city 40th anniversary, the Citizen Ambassadors Conference will bring the diversity of San Francisco to the City of Osaka for an exciting 5 day conference of learning, sharing and friendship; and

WHEREAS, By selecting citizens from all walks of life, work, interest and cultural backgrounds to attend the Conference, citizens will be empowered to act and promote better international relations and grassroots ambassadorship; and

WHEREAS, The Citizens Ambassadors Conference will bring together the citizens of San Francisco and Osaka to engage in meaningful dialogue, to learn about each others cities and to strengthen our international and sister-city relationship as we enter the next century; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby commend the San Francisco and Osaka Sister-city Relationship which has promoted international goodwill; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby commend the Citizen Ambassadors Conference which will commemorate the 40th Anniversary of the San Francisco and Osaka Sister-city Relationship.

BOARD OF SUPERVISORS
Supervisor Yaki, Teng, Katz, Bierman, Brown, Medina

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 6-97-90

MAY 23 1997
Date Approved

Mayor

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RESOLUTION NO. 47-3-97

FILE NO. 97-0-77

FILE NO. 6-97-97

RESOLUTION NO. 472-97

(Commending Dr. John Paul De Cecco)

COMMENDING DR. JOHN PAUL DE CECCO, AND DECLARING MAY 21, 1997 "DR. JOHN PAUL DE CECCO" DAY IN SAN FRANCISCO

WHEREAS, Dr. John Paul De Cecco has devoted himself to the teaching of San Francisco State Students for the past thirty-seven years; and

WHEREAS, Dr. De Cecco has encouraged personal freedom in sexual and gender expression to thousands of students, over the past seventeen years, through his course on Sexual Variations in Human Sexuality; and

WHEREAS, Dr. De Cecco has broadened our understanding of homophobia and discrimination with his research under Federal grants; and

WHEREAS, through his founding of the Center of Research and Education on Sexuality (CERES) and the Human Sexuality Studies Program at San Francisco State University, Dr. De Cecco help lay the foundation for the future growth of gay, lesbian, bisexual, and gender studies; and

WHEREAS, Dr. De Cecco has enhanced the regard of San Francisco as the focal point of gay, lesbian, bisexual, and gender studies through his creation of a gay, lesbian, and bisexual studies program at San Francisco, as well as his work in the editing of the International Journal of Homosexuality; and

WHEREAS, Dr. De Cecco contributes to the well-being and understanding of gay, lesbian, bisexual, and transgender people through his community activities, most notably as one of the founders of Operation Concern and as a member of the advisory boards of the Harvey Milk Institute and the Northern California gay and Lesbian Historical Association; therefore be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco declares May 21, 1997 "Dr. John Paul De Cecco Day" in San Francisco

Supervisors Katz, Ammiano, Leal, Bierman

Supervisors Katz, Ammiano, Leal

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Yaki
Yee

Absent: Supervisors Ammiano Katz Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
6-97-97

MAY 23 1997

Date Approved

Mayor

OC

FILE NO. 6-97-98 RESOLUTION NO. 473-97

[Commending the Organizers and Participants of The Mission Art Crawl]

COMMENDING THE ORGANIZERS AND PARTICIPANTS OF THE 1ST ANNUAL MISSION ART CRAWL AND PROCLAIMING MAY 21ST, 1997 MISSION ART CRAWL DAY.

WHEREAS, The 1st annual Mission Art Crawl seeks to promote the wealth of cultural and artistic offerings in the Mission District; and

WHEREAS, The Mission Art Crawl aims to make art and culture in the Mission District more accessible to the residents and visitors of San Francisco and the Bay area through a concerted effort of publicity and coordinated events; and

WHEREAS, The San Francisco Board of Supervisors recognizes the rich and diverse cultural and artistic traditions of the Mission District and also recognizes that greater attendance at and awareness of these offerings benefits the entire Mission community, inclusive of arts and cultural organizations, the business community and the residents of San Francisco, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate the Organizers and Participants of The Mission Art Crawl; be it

FURTHER RESOLVED, That the Board of Supervisors hereby commends the Organizers and Participants of The Mission Art Crawl and hereby proclaim **May 21, 1997 Mission Art Crawl Day.**

Supervisor Jose Medina, Leal Katz, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Yaki Yee

Absent: Supervisors Ammiano Katz Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 6-97-98

MAY 23 1997
Date Approved

Mayor

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FILE NO. 13-97-17 RESOLUTION NO. 474-97

[Federal Regulation]

OPPOSING LIFTING RESTRICTIONS ON MEXICAN TRUCKS ENTERING CALIFORNIA.

WHEREAS, Lifting the existing restrictions on Mexican trucks entering California would pose an immediate threat to highway safety and the economic security of California citizens; and

WHEREAS, Recent Federal studies report that trucks entering the United States from Mexico are up to three times as old, up to twice as heavy, and frequently out of compliance with U.S. safety and environmental standards; and

WHEREAS, California truck drivers cannot fairly compete against companies that hire Mexican Drivers for as little as $8 per day; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby expresses its opposition to lifting the existing restrictions on Mexican trucks and urges President Clinton to maintain the current U.S. policy on trucking.

Supervisor Susan Leal, Bierman, Brown, Medina, Teng,

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 13-97-17

MAY 23 1997

Date Approved

Mayor

BOARD OF SUPERVISORS

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FILE NO. 13-97-18 RESOLUTION NO. 475-97

[Support for Proposition 215]

URGING THE U.S. ATTORNEY, MICHAEL YAMAGUCHI NOT TO PROCEED WITH THE PROSECUTION OF THE INDIVIDUALS CONNECTED WITH THE FLOWER THERAPY RAID, FURTHERMORE, URGING THE U.S. ATTORNEY TO RESPECT THE WILL OF THE VOTERS, WHO PASSED OVERWHELMINGLY PROPOSITION 215, WHICH LEGALIZED THE COMPASSIONATE USE OF MARIJUANA.

WHEREAS, Representatives of the Flower Therapy buyers club have met with District Attorney Terence Hallinan since before the election in which proposition 215 won in the State of California, in an attempt to adhere to the protocols adopted by the San Francisco Health Commission and by the order of Judge Garcia; and

WHEREAS, Background to the DEA raid on Flower Therapy is still unclear; and

WHEREAS, After the raid, it was discovered that the marijuana seized was below federal guidelines and the case would be transferred to the District Attorneys office; and

WHEREAS, District Attorney Terence Hallinan has indicated that because of Proposition 215, his office would not prosecute this case; and therefore be it

RESOLVED, That the San Francisco Board of Supervisors urge the U.S. Attorney, Michael Yamaguchi not to proceed with the prosecution of the individuals connected with the Flower Therapy raid; and be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors urge the U.S. Attorney to respect the will of the voters, who passed overwhelmingly proposition 215, which legalized the compassionate use of marijuana.

Supervisor Tom Ammiano, Bierman, Brown, Katz, Medina, Teng

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 13-97-18

MAY 23 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 12 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 13-97-20 RESOLUTION NO. 476-97

[Elderly legal immigrants]
DECLARING SUPPORT FOR SENATOR DIANNE FEINSTEIN'S SSI BILL, CO-SPONSORED BY SENATOR JOHN CHAFEE, S. 615, WHICH WOULD ALLOW ALL LEGAL IMMIGRANTS WHO WERE COLLECTING SSI AS OF AUGUST 22, 1996 TO CONTINUE ON THE PROGRAM, AND WOULD CONTINUE ELIGIBILITY FOR ALL REFUGEES WHO WERE IN THE COUNTRY AS OF THAT DATE. FURTHERMORE, URGING THE FEDERAL LOBBYIST TO STRONGLY ADVOCATE FOR S. 615 IN THE WHITE HOUSE, AS WELL AS WITH BOTH HOUSE AND SENATE REPUBLICAN AND DEMOCRATIC LEADERSHIP, TO EMPHASIZE THE NECESSITY OF CONTINUING SSI FOR ELDERLY LEGAL IMMIGRANTS WHO WILL BE CUT OFF FROM SSI AS OF AUGUST 22, 1997.

WHEREAS, Currently over 70, 000 Californians – elderly legal immigrants, rely on federal SSI benefits for survival, as of August 22, 1997, they will be cut off from those benefits; and

WHEREAS, The Clinton Administration has reached an agreement with Republican Congressional leaders on a balanced budget plan . As part of this plan, disabled legal immigrants will be able to continue to collect SSI. However, elderly immigrants who are not disabled would be cut off from these benefits; and

WHEREAS, The Clinton Administration estimates that 60 percent of elderly SSI recipients could be reclassified as disabled. However, this still leaves 160,000 elderly immigrants ineligible for SSI. Nearly 72,000 of them live in California, without SSI, they will turn to County General Assistance for support; and therefore be it

Supervisor Tom Ammiano, Bierman, Kaufman, Brown, Katz, Teng

BOARD OF SUPERVISORS

RESOLVED, That the San Francisco Board of Supervisors declare support for Senator Dianne Feinstein's SSI Bill, S. 615, co-sponsored by Senator John Chafee, which would allow all legal immigrants who were collecting SSI as of August 22, 1996 to continue on the program, and would continue eligibility for all refugees who were in the country as of that date; and be it

FURTHER RESOLVED, That the Board urge the Federal Lobbyist to strongly advocate for S. 615 in the White House, as well as lobby both the House and Senate Republican and Democratic leadership, to emphasize the necessity of continuing SSI for elderly legal immigrants who will be cut off from SSI as of August 22, 1997.

Supervisor Tom Ammiano

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
13-97-20

MAY 23 1997
Date Approved

Mayor

FILE NO. 25-97-7 RESOLUTION NO. 477-97

{Parking Meter Collection Services}

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT PARKING METER REVENUE COLLECTION SERVICES CONTINUE TO BE PERFORMED BY A PRIVATE CONTRACTOR FOR A LOWER COST THAN THE SAME SERVICES PERFORMED BY CIVIL SERVICE APPOINTMENT

6/5/97 rt

WHEREAS, The electorate of the City and County of San Francisco passed Proposition "J" in November ~~1996~~ 1976, Charter 10 104.15, allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and,

WHEREAS, The Controller has certified on April 15, 1997 that said services can be performed at a lower cost to the City and County than by employees of the City and County; and,

WHEREAS, This service has been contracted since 1977, and,

WHEREAS, The current contract expires June 30, 1997 and it is vital for the Department of Parking and Traffic to have the bid process complete by June 15, 1997 for said services to begin on July 1, 1997; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby concurs with the Controller's Certification that the Department of Parking and Traffic may continue to contract privately for parking meter revenue collection services, and , be it

FURTHER RESOLVED, That this Board of Supervisors approves the Department of Parking and Traffic's request to continue to contract privately for parking meter revenue collection service

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Leal Medina Newsom Teng Yaki Yee

Absent: Supervisors Ammiano Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lum
Acting Clerk

File No. 25-97-7

MAY 23 1997
Date Approved

Mayor

DOCUMENTS DEPT
JUN 12 1997
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FILE NO. 33-97-3 RESOLUTION NO. 478-97

(FEDERAL LEGISLATIVE REPRESENTATIVE - APPOINTMENT)

RATIFYING THE APPOINTMENT OF MARC ASSOCIATES, INC. AS A FEDERAL LEGISLATIVE REPRESENTATIVE FOR THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Mayor Brown has appointed MARC Associates, Inc. as a federal legislative representative for the City and County of San Francisco; and

WHEREAS, Section 16.3-1 of the Administrative Code authorizes the Mayor to appoint a federal legislative representative for the City and County subject to the ratification by the Board of Supervisors; and

WHEREAS, The Board of Supervisors finds that MARC Associates, Inc. is qualified to serve as the federal legislative representative; now, therefore, be it

RESOLVED, The Board of Supervisors hereby approves the appointment of MARC Associates, Inc. as a federal legislative representative for the City and County of San Francisco.

Supervisor Leal

MAYOR WILLIE L. BROWN, Jr.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Ammiano

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 33-97-3

MAY 23 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 12 1997

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FILE NO. 43-97-2 RESOLUTION NO. 479-97

THE SAN FRANCISCO BOARD OF SUPERVISORS URGE THE MAYOR, THE CITY ATTORNEY, MUNI MANAGEMENT AND THE TRANSPORTATION WORKERS UNION TO WORK WITH PRIDE AT WORK AT LOCAL 790, TO DRAFT AN ORDINANCE FOR THE CITY AND COUNTY OF SAN FRANCISCO, TO ESTABLISH A POLICY THAT ANY CITY EMPLOYEE THAT IS CONVICTED OF COMMITTING A FELONY HATE CRIME CAN NOT REMAIN AN EMPLOYEE OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, All employees are representative of the City and County of San Francisco, and are expected to observe and practice the highest standards of professional conduct at all times; and

WHEREAS, Acceptable conduct involves not only sincere respect for the rights and feelings of others, but the assurance that personal conduct avoids any action which might be harmful to the employee, other employees, or to the public, which disrupts the work site; and now be it

RESOLVED, That the San Francisco Board of Supervisors condemn the following behavior, including, but not limited to threatening, intimidating, coercing, directing abusive language, or displaying blatant or public disrespect toward any employee or member of the public while on duty; and be it

FURTHER RESOLVED, That In light of the incident on July 12, 1996 on the MUNI 4 Sutter Line, (a gay man, Mr. Sony Vukic exchanged a brief goodbye kiss with his lover; then became a victim of a felony hate crime, perpetrated by a San Francisco City Employee of Muni,) the San Francisco Board of Supervisors urges the Mayor, The City Attorney, Muni Management and the Transportation Workers Union to work with Pride At Work at Local 790, to draft an Ordinance for the City and County of San Francisco, to establish a policy that any city employee that is convicted of committing a felony hate crime can not remain an employee of the City and County of San Francisco.

Supervisors Ammiano, Bierman, Brown, Katz, Medina

Supervisor Tom Amiano

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
43-97-2

MAY 23 1997
Date Approved

Mayor

FILE NO. 54-97-6 RESOLUTION NO. 480 -97

[Internet]

URGING THE INFORMATION SERVICES DIVISION OF THE CONTROLLERS OFFICE TO LIST THE TITLE OF ALL OF THE LEGISLATION INTRODUCED AT THE BOARD OF SUPERVISORS, AT IT'S WORLD WIDE WEBB SITE AT :http://www.ci.sf.ca.us/bdsupvrs/ ;

WHEREAS, The Internet is growing at an exponential rate and is serving as a reliable source of information for San Franciscans ; and,

WHEREAS, The San Francisco Bay Area has the highest per capita Internet usage for any metropolitan area in the United States; and,

WHEREAS, Access to this information will allow for greater public contribution to the policy making of the City and County of San Francisco ; and,

WHEREAS, The WWW site of the City and County of San Francisco receives over 100,000 hits every month; now, therefore, be it

WHEREAS, The distribution of information in this manner is cost effective now, therefore, be it

RESOLVED, That the Information Services Division of Controllers Office list the title of all of the legislation introduced at the Board of Supervisors on the World Wide Web site at http://www.ci.sf.ca.us/bdsupvrs/

**SUPERVISOR GAVIN NEWSOM, BROWN, KATZ, MEDINA

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 54-97-6

MAY 23 1997
Date Approved

Mayor

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FILE NO. 84-97-3 RESOLUTION NO. 481-97

[Purchase of 2789 25th Street Property]

AUTHORIZING THE EXERCISE OF THE PURCHASE OPTION IN THE LEASE BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO ("CITY"), AS LESSEE, AND PLANT PROPERTIES, INC., AS LESSOR, FOR THE REAL PROPERTY AND BUILDING LOCATED AT 2789 25TH STREET (THE "PROPERTY"); AUTHORIZING THE OFFICERS OF THE CITY TO ENTER INTO DOCUMENTS TO IMPLEMENT SAID PURCHASE, APPROVING A FACILITIES LEASE RELATED TO FINANCING THE ACQUISITION OF THE PROPERTY (INCLUDING CERTAIN INDEMNITIES CONTAINED THEREIN); APPROVING A TRUST AGREEMENT BETWEEN THE CITY AND A BOND TRUSTEE (INCLUDING CERTAIN INDEMNITIES CONTAINED THEREIN); AUTHORIZING THE SELECTION OF A BOND TRUSTEE; APPROVING THE EXECUTION AND DELIVERY OF CERTIFICATES OF PARTICIPATION TO FINANCE THE ACQUISITION OF THE PROPERTY; AUTHORIZING THE OFFER AND SALE OF THE CERTIFICATES; APPROVING THE FORM OF OFFICIAL NOTICE OF SALE, NOTICE OF INTENTION TO SELL, AND OFFICIAL STATEMENT; APPROVING THE FORM OF CONTINUING DISCLOSURE CERTIFICATE RELATING TO THE CERTIFICATES; AUTHORIZING THE OBTAINING OF CREDIT ENHANCEMENT FOR THE CERTIFICATES; ADOPTING FINDINGS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1; APPROVING THE VALIDATION OF THIS TRANSACTION; AND RATIFYING PREVIOUS ACTIONS TAKEN IN CONNECTION THEREWITH.

WHEREAS, The Board of Supervisors (the "Board") desires to exercise the purchase option in that certain Lease between the City and County of San Francisco (the "City") and Plant Properties, Inc., ///

as amended (the "Plant Lease"), relating to the real property located at 2789 25th Street; and,

WHEREAS, The Board desires to finance the acquisition of the real property, together with the building thereon, located at 2789 25th Street with certificates of participation (the "Certificates"); and,

WHEREAS, In connection with the financing of the Property, the City shall enter into a Facilities Lease, a Trust Agreement and certain other related agreements; and,

WHEREAS, It is anticipated that the Certificates will be sold by competitive sale pursuant to an Official Notice of Sale (the "Official Notice of Sale"); and,

WHEREAS, The City reasonably expects to reimburse certain expenditures incurred prior to the execution and delivery of the Certificates with proceeds of such Certificates; and,

WHEREAS, On July 1, 1996, the Department of City Planning adopted and issued a General Plan Consistency Finding for the acquisition of the Property, a copy of which is on file with the Clerk of the Board of Supervisors, wherein the Department of City Planning found that the acquisition of the Property is consistent with the General Plan and the Eight Priority Policies of Planning Code Section 101.1; and,

WHEREAS, On April 25, 1997, the Department of City Planning updated its General Plan Consistency Finding in light of new information as to the proposed uses of the Property, a copy of which

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is on file with the Clerk of the Board of Supervisors, wherein the Department of City Planning found that the proposed new uses are in conformity with the General Plan and are consistent with the Eight Priority Policies of Planning Code Section 101.1; and,

WHEREAS, On July 1, 1996, the Department of City Planning found that the acquisition of the Property is exempt from Environmental Review under Class 1 of State Environmental Review guidelines which exempts from environmental review the operations of existing facilities, a copy of which finding is on file with the Clerk of the Board of Supervisors; and,

WHEREAS, On April 24, 1997, the Department of City Planning updated its review of the proposed acquisition of the Property in light of new information as to the proposed uses of the Property, wherein the Department of City Planning found that the proposed acquisition of the Property, including potential new uses, is exempt from Environmental Review under Class 1 of State Environmental Review guidelines which exempts from environmental review the operations of existing facilities, a copy of which is on file with the Clerk of the Board of Supervisors; now, therefore, be it

RESOLVED, By the Board of Supervisors of the City and County of San Francisco as follows:

Section 1: Approval of Exercise of Purchase Option and Entering into Escrow Documents. The Director of Property is hereby authorized to exercise the City's purchase option in the Plant Lease, to enter into an escrow arrangement to facilitate and implement the purchase

of that certain real property located at 2789 25th Street, and to convey the Property to a third party to facilitate the financing of the acquisition of the Property. The Director of Property is hereby authorized to execute and deliver an escrow agreement or escrow instructions or such other documents in such form as the Director of Property may approve upon consultation with the City Attorney in order to facilitate the purchase of the Property and the financing contemplated by this Resolution; such approval to be conclusively evidenced by the execution and delivery of said escrow agreement, escrow instructions or other documents.

Section 2. Approval of Execution and Delivery of Facilities Lease. The form of the Facilities Lease providing for the financing of the acquisition of the Property, as presented to this Board, a copy of which document is on file with the Clerk of the Board, is hereby approved. The Mayor is hereby authorized to execute, and the Clerk of the Board is hereby authorized to attest, the Facilities Lease, with such changes, additions and modifications as the Mayor may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the execution and delivery of the Facilities Lease; provided, however, that the maximum Base Rental (as defined in the Facilities Lease) scheduled to be paid under the Facilities Lease in any fiscal year shall not exceed $1,025,000 and the term of the Facilities Lease shall not extend beyond December 31, 2037.

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Section 3. Approval of Trust Agreement and Authorization of Selection of Trustee. The form of the Trust Agreement, as presented to this Board, a copy of which document is on file with the Clerk of the Board, is hereby approved. The Mayor is hereby authorized to execute, and the Clerk of the Board is hereby authorized to attest, the Trust Agreement, with such changes, additions and modifications as the Mayor may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the execution and delivery of the Trust Agreement. The Director of Finance is hereby authorized to select a bond trustee to serve as trustee under the Trust Agreement.

Section 4. Approval of Certificates. The Certificates shall be executed and delivered in accordance with the Trust Agreement as the same is finally executed and delivered; provided, however, that the total aggregate principal amount represented by the Certificates shall not exceed $15,000,000 and the maximum stated annual interest rate represented by the Certificates shall not exceed twelve percent (12%). The Director of Finance is hereby authorized to obtain credit enhancement for the Certificates, including, but not limited to, municipal bond insurance or a debt service reserve surety bond.

Section 5. Approval of Form of Official Notice of Sale. The Official Notice of Sale relating to the Certificates on file with the Clerk of the Board is hereby approved. The Director of Finance is hereby authorized to approve the distribution of an Official Notice of Sale for the Certificates in substantially said form, with such

changes, additions, modifications or deletions as the Director of Finance may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the distribution of the Official Notice of Sale to potential purchasers of the Certificates.

Section 6. Approval of Form of Notice of Intention to Sell. The Notice of Intention to Sell relating to the Certificates on file with the Clerk of the Board is hereby approved. The Director of Finance is hereby authorized to approve the publication of a Notice of Intention to Sell for the Certificates in substantially said form, with such changes, additions, modifications or deletions as the Director of Finance may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the publication of the Notice of Intention to Sell.

Section 7. Approval of the Official Statement in Preliminary and Final Form. The Official Statement relating to the Certificates on file in preliminary form with the Clerk of the Board is hereby approved. The Director of Finance is hereby authorized to approve the distribution of a preliminary Official Statement for the Certificates in substantially said form, with such changes, additions, modifications or deletions as the Director of Finance may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the distribution of the preliminary Official Statement to potential purchasers thereof. The Controller of the City is hereby authorized to execute, and the Director of

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Finance is hereby further authorized to approve the distribution of the Official Statement for the Certificates in final form.

Section 8. Approval of Continuing Disclosure Certificate. The form of the Continuing Disclosure Certificate of the City (the "Continuing Disclosure Certificate"), presented to this Board, a copy of which is on file with the Clerk of the Board, is hereby approved. The Controller is hereby authorized to execute the Continuing Disclosure Certificate, in substantially the form presented to the Board, with such modifications, changes, or additions as the Controller may approve upon consultation with the City Attorney; such approval to be conclusively evidenced by the execution and delivery of the Continuing Disclosure Certificate.

Section 9. Authorization of Validation Action. The City Attorney is hereby requested to file a validation action validating the City's authority to enter into the Facilities Lease and the Trust Agreement and to finance the acquisition of the Property, as such legal action is authorized by Section 860 et seq. of the California Code of Civil Procedure.

Section 10. Adoption of Findings of Department of City Planning. The Board of Supervisors hereby adopts and incorporates herein by reference the findings of the Department of City Planning in the General Plan Consistency Finding, as updated, that the proposed acquisition of the Property is in conformity with the Master Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1. The Board further adopts and incorporates by

reference the findings of the Department of City Planning that the acquisition of the Property, including proposed new uses, is exempt from Environmental Review under Class 1 of State Environmental Review guidelines which exempts from environmental review the operations of existing facilities.

Section 11. Approval of Reimbursement. Pursuant to Treasury Regulation Section 1.150-2, the City hereby declares its intent to reimburse from proceeds of the sale of the Certificates capital expenditures of the Project paid within sixty (60) days prior to the date of adoption of this Resolution, costs of issuance of the Certificates and other expenditures permitted to be reimbursed pursuant to Treasury Regulation Section 1.150-2. Any reimbursement allocation of proceeds of the Certificates to be made with respect to expenditures incurred prior to the issuance of the Certificates (excluding certain de minimis expenditures and preliminary expenditures in an amount not exceeding 20 percent of the issue price of the Certificates) will occur not later than eighteen (18) months after the later of (i) the date on which the expenditure is paid, or (ii) the date on which the facilities are placed in service, but in no event more than three years after the expenditure is paid.

Section 12. General Authority. The Mayor, the City Attorney, the Controller, the City Administrator, the Director of Property, the Director of Finance, the Clerk of the Board and the other officers of the City and their duly authorized deputies and agents are hereby authorized and directed, jointly and severally, to take such actions

and to execute and deliver such certificates, requests or other documents as they may deem necessary or desirable to acquire and finance the Property, including the payment of relocation costs to existing private tenants, to validate the proposed financing through the execution and delivery of the Certificates, to enter into the Facilities Lease and the Trust Agreement, to facilitate the execution and delivery of the Certificates and the financing of the Property and otherwise to carry out the provisions of this Resolution.

Section 13. Ratification of Prior Actions. All actions authorized and directed by this Resolution and heretofore taken are hereby ratified, approved and confirmed by this Board of Supervisors.

Section 14. File Documents. All documents referred to as on file with the Clerk of the Board of Supervisors are in File No. 84-97-3.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: Catherine Payer
CATHERINE A. PAYER
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Leal Medina Newsom Teng Yaki

Noes: Supervisor Yee

Absent: Supervisors Ammiano Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Jean Lumi
Acting Clerk

File No. 84-97-3

MAY 23 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JUN 12 1997
SAN FRANCISCO

FILE NO. 146-97-7 RESOLUTION NO. 482-97

(Grant - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, HOMELESS PROGRAMS, TO ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF $63,685 FROM LUTHERAN SOCIAL SERVICES OF AMERICA TO PROVIDE PREVENTATIVE AND PRIMARY HEALTH CARE SERVICES TO MULTIPLE-DIAGNOSED PERSONS WITH HIV/AIDS OF SAN FRANCISCO WHO PREVIOUSLY HAVE NOT BEEN ABLE TO ACCESS CURRENT SYSTEMS OF HOUSING AND SUPPORTIVE SERVICES DUE TO THEIR MENTAL ILLNESS AND/OR SUBSTANCE ABUSE DIAGNOSIS; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health, Homeless Programs, is hereby authorized to accept and expend a grant in the amount of $63,685, including indirect costs of 9% in the amount of $5,259, from the Lutheran Social Services of American, to provide both preventative and primary health care services as part of the Bridge Project, at Gough-Hayes, Ambassador, Vincent and Hillsdale Hotels, and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra Hernández, M.D.
Director of Health

APPROVED;

Health Commission

Office of the Mayor

Office of the Controller

Public Health

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisors Ammiano Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 146-97-7

MAY 23 1997

Date Approved

Mayor

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JUN 12 1997

SAN FRANCISCO

FILE NO. 146-97-8

RESOLUTION NO. 483-97

(Grant - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF MENTAL HEALTH AND SUBSTANCE ABUSE, CHILD, ADOLESCENT AND FAMILY SECTION, AS SUB-GRANTEE, IN COLLABORATION WITH THE SAN FRANCISCO ECONOMIC OPPORTUNITY COUNCIL AS PRIME GRANTEE, TO APPLY FOR RETROACTIVELY AND ACCEPT AND EXPEND A GRANT OF $45,000 FROM THE SAN FRANCISCO ECONOMIC OPPORTUNITY COUNCIL TO PROVIDE A SUBSTANCE ABUSE PREVENTION AND INTERVENTION PROJECT TO HIGH RISK PRESCHOOLERS AND THEIR FAMILIES, WAIVING INDIRECT COSTS.

WHEREAS, The Department of Public Health, Division of Mental Health and Substance Abuse, Child, Adolescent and Family Section, is an identified resource to provide substance abuse prevention and education services to high risk preschoolers and their families; and

WHEREAS, The San Francisco Economic Opportunity Council does not allow for indirect costs, therefore, be it

RESOLVED, That the Department of Public Health, Division of Mental Health and Substance Abuse, Child, Adolescent and Family Section, as sub-grantee, is hereby authorized, to apply for retroactively and accept and expend a grant of $45,000 which includes no indirect costs, from the San Francisco Economic Opportunity Council for the provision of substance abuse prevention and education services to high risk preschoolers and their families to the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs

Public Health

RECOMMENDED

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

DOCUMENTS DEPT.

JUN 12 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Newsom
Teng Yaki Yee

Absent: Supervisors Ammiano Katz

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
146-97-8

MAY 23 1997
Date Approved

Mayor

FILE NO. 146-97-10 RESOLUTION NO. 484-97

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF COMMUNITY MENTAL HEALTH SERVICES, TO ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF $228,961 FROM THE STATE DEPARTMENT OF REHABILITATION AND TO ENTER INTO A COOPERATIVE PROGRAM AGREEMENT AND A CASE SERVICE CONTRACT WITH THE SAN FRANCISCO DEPARTMENT OF REHABILITATION DISTRICT TO PROVIDE VOCATIONAL SERVICES TO MENTALLY-ILL PSYCHIATRIC CLIENTS, WAIVING INDIRECT COSTS.

WHEREAS, The State Department of Rehabilitation does not allow for indirect cost, now, therefore be it

RESOLVED, That the Department of Public Health, Division of Community Mental Health Services, is hereby authorized to accept and expend a grant in the amount of $228,961from the State Department of Rehabilitation and to enter into a Cooperative Program Agreement and a Case Service Contract with the San Francisco Department of Rehabilitation District to provide vocational services to mentally-ill psychiatric clients for the residents of San Francisco, and be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs.

RECOMMENDED:

Sandra R. Hernandez, MD

Public Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisors Ammiano Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 146-97-10

MAY 23 1997

Date Approved

Mayor

DOCUMENTS DEPT

JUN 12 1997

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FILE NO. 146-97-11 RESOLUTION NO. 485-97

(Grant - State)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, LAGUNA HONDA HOSPITAL, TO APPLY FOR RETROACTIVELY AND ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF ~~$46,320~~ $44,800 FROM THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION (CALTRANS), FOR HANDICAPPED TRANSPORTATION SERVICES; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN AND WAIVING INDIRECT COSTS.

mlr
5/8

WHEREAS, The State of California, Department of Transportation (Caltrans) does not allow for indirect costs; now, therefore, be it

RESOLVED, That the Department of Public Health, Laguna Honda Hospital, is hereby authorized to apply for retroactively and accept and expend a grant in the amount of ~~$46,320~~ $44,800 from the State of California, Department of Transportation (Caltrans), for handicapped transportation services to the residents of San Francisco; and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs; and, be it.

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

SUPERVISOR LEAL, BROWN, MEDINA, TENG

BOARD OF SUPERVISORS

mlr
5/8

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Ammiano

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No.
146-97-11

MAY 23 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 12 1997

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FILE NO. 146-97-12 RESOLUTION NO. 486-97

(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, MENTAL HEALTH SERVICES, TO APPLY FOR RETROACTIVELY AND ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF $316,776, FROM THE FEDERAL DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR SUPPORTIVE SERVICES AND HOUSING TO MENTALLY DISABLED CLIENTS; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

RESOLVED, That the Department of Public Health, Mental Health Services, is hereby authorized to apply for retroactively and accept and expend a grant in the amount of $316,776, which includes indirect costs in the amount of $15,084, based on 5% of direct costs, from the Federal Department of Housing and Urban Development for supportive services and housing to mentally disabled clients, to the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Public Health
Supervisors Leal, Brown, Teng
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Ammiano

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 146-97-12

MAY 23 1997
Date Approved

Mayor

DOCUMENTS DEPT
JUN 12 1997
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As amended in Committee
May 8, 1997.

FILE NO. 146-97-13 RESOLUTION NO. 487-97

(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, MENTAL HEALTH SERVICES, TO APPLY FOR RETROACTIVELY AND ACCEPT AND EXPEND A GRANT IN THE AMOUNT OF $503,717, FROM THE FEDERAL DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR SUPPORTIVE SERVICES AND HOUSING TO MENTALLY DISABLED CLIENTS; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.; PLACING $42,905 ON RESERVE.

mlr 5/8

RESOLVED, That the Department of Public Health, Mental Health Services, is hereby authorized to apply for retroactively and accept and expend a grant in the amount of $503,717, which includes indirect costs in the amount of $23,986, based on 5% of direct costs, from the Federal Department of Housing and Urban Development for supportive services and housing to mentally disabled clients, to the residents of San Francisco; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.; and be it

mlr 5/8

FURTHER RESOLVED, That funds in the amount of $42,905 are hereby placed on reserve pending submission of expenditure details by Department; to be released by Health, Family & Environment Committee.

Sandra R. Hernández, M.D.
Director of Health

Health Commission

Office of the Mayor

Office of the Controller

SUPERVISOR LEAL, TENG

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisor Ammiano

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 146-97-13

MAY 23 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JUN 12 1997
SAN FRANCISCO

FILE NO. 161-97-5 RESOLUTION NO. 488-97

URGING THE MAYOR TO URGE THE REDEVELOPMENT AGENCY COMMISSION TO ASSIGN UP TO $50,000 OF THE REDEVELOPMENT AGENCY BUDGET FOR THE FUNDING OF THE 1997 JUNETEENTH FESTIVAL.

WHEREAS, Juneteenth, celebrated nationwide, commemorates June 19, 1865, when African slaves in Texas first learned that they were free from slavery two and a half years after they were legally freed by the Emancipation Proclamation in 1863 ; and

WHEREAS, The Juneteenth tradition moved west to California in the 1930s and the 1940s as African Americans migrated from Texas and elsewhere; and

WHEREAS, The Juneteenth is a holiday that all Americans have a share in but many know little about; and

WHEREAS, After years and years of relocation from site to site, declining funding, and diminishing participation, one of the City's largest African American celebrations will broaden its scope to be a City-wide celebration and by so doing, will revive the spirit that surrounded the annual festival decades ago ; and

WHEREAS, Each ethnic community celebrates a day of culture in the City and County of San Francisco; and

WHEREAS, The Juneteenth celebration has been funded in the past by the Redevelopment Agency and the Hotel Tax; and

WHEREAS, For the year 1996 the Board of Supervisors did not allocate funds in Redevelopment Agency's budget specifically for this purpose; and

WHEREAS, there are funds within the Redevelopment Agency's budget which may be reallocated specifically for certain economic development activities; and

BOARD OF SUPERVISORS
Supervisors Brown, Katz, Bierman

WHEREAS, Funding is badly needed and funding of the Juneteenth Festival is consistent the City's economic development plans; therefore, be it

RESOLVED, That the Board of Supervisors urges the Mayor to urge the Redevelopment Agency Commission to reallocate up to $50,000 in the Redevelopment Agency Budget for the funding of the 1997 Juneteenth Festival.

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Supervisor Amos Brown

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
JUN 12 1997

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
161-97-5

MAY 23 1997

Date Approved

Mayor

FILE NO. 172-97-22 RESOLUTION NO. 489-97

[Amended State Hold Harmless Medi-Cal Agreement]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY SUBSTANCE ABUSE SERVICES, TO ENTER INTO AN AMENDED HOLD HARMLESS MEDI-CAL AGREEMENT RETROACTIVE TO JULY 1, 1995 FOR THE TERM JULY 1, 1995 THROUGH JUNE 30, 1996 WITH THE STATE OF CALIFORNIA, DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS IN THE AMENDED AMOUNT OF $5,393,947 AS A CONDITION OF RECEIVING STATE MEDI-CAL FUNDS FOR SUBSTANCE ABUSE TREATMENT, AUTHORIZING AND DESIGNATING THE DIRECTOR OF COMMUNITY SUBSTANCE ABUSE SERVICES TO SIGN SAID DOCUMENT.

RESOLVED, That the Department of Public Health, Community Substance Abuse Services is hereby authorized to enter into an amended hold harmless Medi-Cal agreement retroactive to July 1, 1995 for the term July 1, 1995 though June 30, 1996 with the State of California, Department of Alcohol and Drug programs in the amended amount of $5,393,947 as a condition of receiving State Medi-Cal funds for substance abuse treatment; and, be it

FURTHER RESOLVED, That said agreement shall include an indemnification of the State of California as set forth in File No. 172-97-22 ; and be it

FURTHER RESOLVED, That the Director of Community Substance Abuse Services is hereby authorized and designated by this Board of Supervisors to sign said agreement.

RECOMMENDED:

Sandra R. Hernández, M.D.
Director of Public Health

APPROVED:

Health Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Leal Medina Newsom Teng Yaki Yee

Absent: Supervisors Ammiano Katz

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Acting Clerk

File No. 172-97-22

MAY 23 1997
Date Approved

Mayor

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FILE NO. 252-97-1 RESOLUTION NO. 410-97

[Killing of Kuanchung Kao]

CONVEYING CONDOLENCES TO THE FAMILY OF MR. KUANCHUNG KAO AND RESPECTFULLY REQUESTING THE BOARD OF SUPERVISORS OF SONOMA COUNTY AND THE ATTORNEY GENERAL OF THE U.S. DEPARTMENT OF JUSTICE TO CONDUCT A FULL INVESTIGATION OF THE KILLING OF MR. KUANCHUNG KAO AND DIRECTING THE CLERK TO SEND A COPY OF THIS RESOLUTION TO THE SONOMA COUNTY BOARD OF SUPERVISORS, THE ASSOCIATION OF BAY AREA GOVERNMENTS AND THE ATTORNEY GENERAL OF THE U. S. DEPARTMENT OF JUSTICE

WHEREAS, On the morning of April 30, 1997, Mr. Kuanchung Kao was shot and killed by Police Officer Jack Shields while standing in front of his house in Rohnert Park; and

WHEREAS, When Mr. Kao was killed he was unarmed, and

WHEREAS, Mr. Kao was 31 years old and is survived by his wife and three children, aged 5 years and 14-month old twins; and

WHEREAS, Mr. Kao was loved by his family, colleagues and is well respected in the community; and

WHEREAS, The Rohnert Park Police Department has not taken any actions such as suspension, leave, or discipline of the police officer; and

WHEREAS, It is the policy of the San Francisco Board of Supervisors to condemn police excessive and inappropriate police force and brutality, therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco conveys its condolences to the family of Mr. Kuanchung Kao; and be it

[SupervisorsTeng], Ammiano, Bierman, Brown, Katz, Kaufman, Leal, Medina, Newsom, Yaki, Yee

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco respectfully requests the Board of Supervisors of the Sonoma County and the Attorney General of the U.S. Department of Justice to conduct a full investigation of the killing of Mr. Kuanchung Kao, and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco directs the Clerk of the Board to send a copy of this resolution to the Sonoma County Board of Supervisors, the Association of Bay Area Governments and the Attorney General of the U. S. Department of Justice

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco May 19, 1997

Ayes: Supervisors Bierman Brown Kaufman Medina Yaki Yee

Absent: Supervisors Ammiano Katz Leal Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Acting Clerk

File No.
252-97-1

MAY 23 1997

Date Approved

Mayor

FILE NO. 92-95-39.4 RESOLUTION NO. 491-97

[Appointment]
APPOINTING MEMBER TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Poisoning Prevention Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Kevin E. Polk (Seat 26613 - must have expertise in building), vice Shelby Kennedy, term expired August 20, 1995, for a new four-year term ending August 20, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-95-39.4

MAY 30 1997
Date Approved

Mayor

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JUN 17 1997
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FILE NO. 10-96-5 RESOLUTION NO. 492-97

GRANTING REVOCABLE PERMISSION TO THE SAN FRANCISCO ART COMMISSION TO RELOCATE A SCULPTURE BY BENJAMINO BUFANO ENTITLED "PEACE" FROM ITS CURRENT LOCATION AT SAN FRANCISCO INTERNATIONAL AIRPORT TO A SITE WITHIN THE LANDSCAPED STREET RIGHT-OF-WAY ON THE NORTHERLY SIDE OF BROTHERHOOD WAY AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

RESOLVED, That permission, revocable at the will of the Board of Supervisors and automatically terminating upon failure to continue in force the Street Encroachment Agreement hereafter referred to, is hereby granted to The San Francisco Art Commission to occupy a portion of the landscaped portion of the public right-of-way on the northerly side of Brotherhood Way, for the purpose of installing and maintaining a sculpture by Benjamino Bufano, entitled "Peace", as shown on the plan, a copy of which is on file in the office of the Clerk of the Board of Supervisors.

FURTHER resolved, That the project intended by the encroachment is consistent with the eight priority policies of City Planning Code Section 101.1; in that:

1. The project is for the relocation of an art sculpture to the landscaped northerly right-of-way of Brotherhood Way, and will have no adverse effect on neighborhood serving retail uses or opportunities for employment in or ownership of such businesses.
2. The project would have no adverse effect on the City's housing stock or on neighborhood character.
3. The project would have no adverse effect on the City's supply of affordable housing.
4. The project would not result in commuter traffic impeding MUNI transit service or overburdening the streets or neighborhood parking.
5. The project would not adversely affect the industrial or service sectors or future opportunities for resident employment or ownership in these sectors.

6. The project would not adversely affect achieving the greatest possible preparedness against injury and loss of life in an earthquake.
7. The project would have no adverse effect on landmarks or historic buildings.
8. The project would have no adverse effect on parks and open space or their access to sunlight or vistas. The landscaped area is quite large and can well accommodate the sculpture without diminishing open space.

PROVIDED HOWEVER, That this permission shall not become effective until:

There shall have been executed and acknowledged by the Permittee and the Director of Public Works a Street Encroachment Agreement, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 10-96-5 and which is hereby declared to be a part of this resolution as if set forth fully herein, and the copy of this resolution attached thereto as Exhibit A.

FURTHER PROVIDED, The permittee, as the permittee's sole expense, and as is necessary as a result of this permit, shall make arrangements: [1] to provide for the support and protection of facilities belonging to the Department of Public Works, public utility companies, the San Francisco Water Department, the San Francisco Fire Department and other City departments; [2] to remove or change the location of such facilities and provide access to such facilities for the purpose of constructing, reconstructing, maintaining, operating or repairing such facilities.

FURTHER PROVIDED, That the Permittee shall procure the necessary permits form the Central Permit Bureau and/or Bureau of Street-Use and Mapping, Department of Public Works, and pay the necessary permit fees and inspection fees before starting work.

FURTHER PROVIDED, That the Board of Supervisors reserves the right to exact a permit fee, or rental, for the use of said street areas for the purpose of performance of its governmental or proprietary activities, including the constructing, reconstructing, maintaining, operating, repairing, removing and use of public utilities located under, over or along said street area;

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FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the permittee shall assume all costs and maintenance and repair of the encroachments and no cost or obligation of any kind shall accrue to the City and County of San Francisco by reason of this permission granted.

RECOMMENDED:

Vitaly B. Troyan
Deputy Director, Public Services

DESCRIPTION APPROVED:

Mark A. Primeau
Director of Public Works

APPROVED:

City Administrator

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 10-96-5

MAY 30 1997
Date Approved

Mayor

FILE NO. 92-96-46.3 RESOLUTION NO. 493-97

[Appointment]
APPOINTING MEMBER TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Poisoning Prevention Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Carla Furtado (Seat 26616 - health educator), vice Elise Stone, term expired August 20, 1996, for a new four-year term ending August 20, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-46.3

MAY 30 1997
Date Approved

Mayor

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FILE NO. 6-97-91 RESOLUTION NO. 494-97

DESIGNATING MAY 29, 1997 AS CRYSTAL CRUISES DAY IN SAN FRANCISCO AND COMMENDING CRYSTAL CRUISES FOR THEIR CONTRIBUTIONS TO THE PORT OF SAN FRANCISCO.

WHEREAS, Our City exists in an area of the Pacific Coast where natural beauty is an attribute that generates global interest and awareness, creates renowned appreciation, has transformed our Port into a uniquely picturesque venue, and has provided our citizens with the legacy of a gift to be shared with the world; and

WHEREAS, Crystal Cruises, with its return to the City as a homeport for the Crystal Symphony throughout the 1997 Summer Season, has re-emphasized its commitment to maintaining San Francisco's position as a quintessential world class port; and

WHEREAS, An estimated twelve jobs ashore are created for every job on a cruise ship, with demands for labor in the employment sectors of hospitality, maritime, food service, longshore, and ship repair, naming but a few; and

WHEREAS, This year Crystal Cruises will create more than six hundred jobs across eleven trades by utilizing San Francisco's full-service ship repair facilities, will generate the need to employ more than one hundred people at our cruise terminal for each visit that the Crystal Symphony will make, and will bring more than 15,000 visitors to our cherished locale; and

WHEREAS, San Francisco wishes Crystal Cruises continued success in its offering of voyages around the world, looks forward to hosting its five star fleet in the future, and joins Crystal Cruises in celebrating our designation as the World's Best Cruise Line in the World's Best U.S. City; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco designates May 29, 1997 as Crystal Cruises Day in San Francisco and commends Crystal Cruises for their contributions to the Port of San Francisco.

SUPERVISOR KAUFMAN, LEAL, TENG

SUPERVISOR KAUFMAN

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-91

MAY 30 1997
Date Approved

Mayor

FILE NO. 6-97-92 RESOLUTION NO. 495-97

RECOGNIZING THE SEVENTH ANNUAL "KOPS AND KIDS DAY" IN DALY CITY AND COMMENDING THE PARTICIPANTS FOR THEIR COMMITMENT TO PUBLIC SAFETY.

WHEREAS, "Kops and Kids Day" brings kids from the ages of three to fifteen years old together with community police, firefighters, sheriffs, paramedics, and other emergency services officers; and

WHEREAS, The event is designed to teach children how to deal with emergency situations; and

WHEREAS, "Kops and Kids Day" has made a major impact on fostering friendships between kids and public safety officers throughout the community; and

WHEREAS, This event is the largest of its kind in California with over 40 agencies participating; and

WHEREAS, The Police Departments of Broadmoor and Daly City, Serra Bowl, the Gateway Festival Organizers and dozens of community organizations are to be commended for their service to the community and for their participation in this event; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the seventh annual "Kops and Kids Day" in Daly City and commends the participants for their commitment to public safety.

SUPERVISOR KAUFMAN, BIERMAN, LEAL, TENG

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-92

MAY 30 1997
Date Approved

Mayor

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FILE NO. 6-97-93 RESOLUTION NO. 496-97

DESIGNATING JUNE 1, 1997 AS RUSSIAN-AMERICAN DAY IN SAN FRANCISCO AND COMMENDING THE PARTICIPATING ORGANIZATIONS FOR THEIR CONTINUED DEDICATION TO CHARITABLE, CULTURAL, AND EDUCATIONAL SERVICES AND FOR THEIR CONTRIBUTIONS TO THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, The Russian presence in Northern California has been an integral part of life in San Francisco for the past century; and

WHEREAS, Generations of Russian immigrants and their descendants have enriched the industry and economy of the City with their accomplishments, research, and inventions; and

WHEREAS, Numerous non-profit organizations were formed to continue the Russian traditions in the arts, literature, and education; and

WHEREAS, These organizations have provided aid to refugees, orphans, the elderly, the sick, and the needy; and

WHEREAS, The organizations celebrating Russian-American Day include the Congress of Russian-Americans, Diocesan Outreach to Refugees, Fort Ross Foundation, Harbin Polytechnic Institute, Russian Center of San Francisco, Russia Children's Welfare Society, Russian Life Daily, League of Russian Women, Litfund, Holy Virgin Cathedral Choir, All Saints School, Christ the Savior School, St. Cyrill & Methodius School, St. George Pathfinders, St. John's Academy, The Benevolent Fund of Archbishop St. John, I.V. Koulaiev Educational Fund, All Cossack's Union, Association of Former Russian Naval Officers in San Francisco, Association of Former Russian Cadets, Russian Corps Combatants, Russian Empirical Union Order, Society of Russian Veterans of World War I, Brookside Skilled Nursing Facility, Russian Home of St. Vladimir, Russian American Community Services, St. John Kronstadt Convalescent Hospital, and St. Olga's Board and Care; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco designates June 1, 1997 as Russian-American Day in San Francisco and commends the participating organizations for their continued dedication to charitable, cultural, and educational services and for their contributions to the City and County of San Francisco.

SUPERVISOR KAUFMAN, BIERMAN, LEAL, TENG

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
6-97-93

MAY 30 1997
Date Approved

Mayor

FILE NO. 6-97-94 RESOLUTION NO. 497-97

DESIGNATING THE WEEKEND OF MAY 31 AND JUNE 1, 1997 AS STAND FOR CHILDREN WEEKEND IN SAN FRANCISCO AND COMMENDING ALL THOSE IN OUR COMMUNITY WHO WORK AS ADVOCATES FOR CHILDREN.

WHEREAS, Marion Wright Edelman, President of the Children's Defense Fund asked Coleman Advocates for Children and Youth to host San Francisco's Stand for Children Event on June 1; and

WHEREAS, Last year's National Stand for Children Event attracted more that 300,000 Americans, including 20 San Francisco families sponsored by Coleman Advocates, former Supervisor Willie Kennedy and the Miriam & Peter Haas Fund; and

WHEREAS, The focus of the local Stand for Children Event will be children's health, quality affordable childcare for working families, and the need to strengthen the City's diverse neighborhoods to support family life in San Francisco; and

WHEREAS, The Youth Empowerment Conference will be held on May 31, a unique event co-sponsored by the City's Youth Commission and the Mayor's Office of Children, Youth, and their Families; and

WHEREAS, As a result of the adverse effects of welfare reform, the City's

SUPERVISORS KAUFMAN, BIERMAN, LEAL, TENG

1997-98 Budget should make resources for children and families a priority, especially for immigrant families and other families of color, to ensure quality childcare for the 6,000 children on waiting lists, and healthcare for 26,000 uninsured children; and

WHEREAS, The City's future depends upon healthy children, strengthened families, safe communities free of violence, and renewed partnerships between government, business, and neighborhood residents; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco designates May 31 and June 1, 1997 as Stand for Children Weekend in San Francisco and commends all those in our community who work as advocates for children.

SUPERVISOR KAUFMAN

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-94

MAY 30 1997
Date Approved

Mayor

[Proclamation]

RESOLUTION COMMENDING THE NATIONAL CENTER FOR LESBIAN RIGHTS FOR ITS ACHEIVEMENTS IN PROMOTING THE CIVIL AND HUMAN RIGHTS OF LESBIANS ON THE OCCASION OF ITS 20TH YEAR ANNIVERSARY AND PROCLAIMING SATURDAY, MAY 31, 1997 "NATIONAL CENTER FOR LESBIAN RIGHTS DAY" IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, The National Center for Lesbian Rights, founded in 1977 in San Francisco, is the nation's only legal advocacy organization dedicated solely to achieving full civil and human rights for all lesbians; and

WHERAS, The National Center for Lesbian Rights has lead the fight to end discrimination against lesbians and their families through litigation, public policy advocacy, community education, resource publications and legal advice and counseling; and

WHEREAS, The National Center for Lesbian Rights has been at the forefront of legal advocacy on behalf of lesbian mothers and gay fathers; lesbians and gay employees advocating for fair workplace treatment; lesbian and gay couples challenging discriminatory adoption regulation; lesbian and gay youth battling homophobic schools; and lesbian and gay immigrants seeking asylum; and

WHEREAS, The National Center for Lesbian Rights through direct litigation on cases involving custody, foster parenting and donor insemination has forged a new definition of family; and

WHEREAS, The National Center for Lesbian Right's Youth Project has provided resources and representation to lesbian, gay, bisexual and transgendered young people suffering discrimination and abuse based on sexual orientation; and

Supervisors Leal, Katz, Bierman, Teng

WHEREAS, The National Center for Lesbian Right's Lesbian Health Policy Project advocates for accessible and sensitive health care for lesbians; and

WHEREAS, The National Center for Lesbian Rights on May 31, 1997 will be celebrating 20 years of providing assistance to lesbians around the nation; now, therefore, be it

RESOLVED, That The Board of Supervisors of the City and County of San Francisco commends The National Center For Lesbian Rights for its outstanding efforts and dedication in protecting the rights of lesbians and their families and proclaims Saturday, May 31, 1997 as "National Center for Lesbian Rights Day" in the City and County of San Francisco.

Supervisors Susan Leal and Leslie Katz

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-95

MAY 30 1997

Date Approved

Mayor

[Commendation]

RESOLUTION COMMENDING THE EFFORTS OF THE MISSION HOUSING DEVELOPMENT CORPORATION AND THE MISSION DISTRICT COMMUNITY MEMBERS TO DEVELOP A CONCEPTUAL PLAN FOR THE IMPROVEMENT OF THE MISSION CORRIDOR BART PLAZAS.

WHEREAS, Mission Housing Development Corporation with the assistance of a federal Livable Communities grant organized a series of community planning workshops to identify transit problems along the Mission Street corridor; and

WHEREAS, Mission community members at the planning workshops identified design and public safety at the BART plazas as having a negative impact on the use of transit in the area as well as severely impacting the neighboring businesses and residences; and

WHEREAS, Previous efforts to address problems on the BART plazas have failed due to limited involvement of the Mission District community in the decision-making process; and

WHEREAS, Mission Housing Development Corporation, a community-based organization with experience in real estate development and community planning efforts, is committed to working with Mission community members to create a conceptual plan that will insure a safe and welcoming environment on the BART plazas in order to encourage transit use and thus stimulate economic development in the area; and

WHERAS, Mission Housing Development Corporation in the development of a conceptual plan for the BART Plazas will focus on solutions that draw on the surrounding community in both the planning and implementation processes as well as take into account the jurisdictional issues related to the public space surrounding the transit plazas; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the efforts of Mission Housing Development Corporation and of Mission Community members to create a community plan for the Mission BART station and plazas which would be conceptual in nature and provide short and long-term proposals for addressing problems identified by community members; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the BART Board of Directors to give favorable consideration to the Mission community efforts to revitalize the BART plazas and their surrounding environs.

Supervisor Susan Leal

Supervisors Leal, Bierman, Teng

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-96

MAY 30 1997

Date Approved

Mayor

FILE NO. 6-97-99 RESOLUTION NO. 500-97

[National Public Works Week]

COMMENDING THE DEPARTMENT OF PUBLIC WORKS AND DECLARING MAY 25TH THROUGH MAY 31ST 1997 AS "PUBLIC WORKS WEEK" IN SAN FRANCISCO.

WHEREAS, National Public Works Week is a week of national recognition of the many people who contribute to public works services in their communities; and

WHEREAS, National Public Works Week is being commemorated across the country from May 18th through May 24th; and

WHEREAS, In San Francisco, the Department of Public Works (DPW) is an integral part of the lives of San Franciscans; and

WHEREAS, DPW provides services in the community such as street cleaning, graffiti removal, tree planting, curb ramp installations, street paving, sewer maintenance, public facilities design and construction and Neighborhood City Halls; and

WHEREAS, The health, safety and comfort of our community greatly depends on the quality and effectiveness of the public works services provided by DPW, and

WHEREAS, The DPW personnel are qualified and dedicated workers and outstanding team players who work night and day to help make San Francisco an attractive place to visit, a wonderful place to live and a good place to do business;

WHEREAS, The DPW is commemorating National Public Works Week on May 25th through May 31st; therefore be it

[Supervisor Teng], Kaufman, Leal, Bierman

BOARD OF SUPERVISORS

RESOLVED, That the City and County of San Francisco hereby commends the Department of Public Works; and be it

FURTHER RESOLVED, That the City and County of San Francisco hereby declares May 25th through May 31st, 1997 as "Public Works Week" in San Francisco.

[Supervisor Teng]

BOARD OF SUPERVISORS

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JUN 17 1997

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-99

MAY 30 1997
Date Approved

Mayor

FILE NO. 6-97-100 RESOLUTION NO. 501-97

[Resolution]

COMMENDING ROBERT HOGAN

WHEREAS, Mr. Robert Hogan, Vice President and Central Branch Manager at Bay View Federal Bank's Geary Street branch, played an instrumental role in helping The Friends of Alamo School Foundation begin its first year; and

WHEREAS, Mr. Hogan has actively participated in helping the principal of Alamo School, the school's Parent Teacher Association, and The Alamo School Foundation further their goals and objectives; and

WHEREAS, The contributions that Mr. Hogan and Bay View Federal Bank have made to Alamo School include committing Bay View employees to volunteer on a weekly basis, underwriting postage for mailings sent out by The Friends of Alamo School Foundation, designing mail brochures, donating office furniture to the school, purchasing two sets of children's encyclopedias for the library, providing free educational seminars to staff and teachers, and purchasing 25 children's dictionaries for the classrooms; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Robert Hogan for his efforts on behalf of Alamo School and The Friends of Alamo School Foundation, and for his dedication to the education of the children of San Francisco.

SUPERVISOR YEE, TENG, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-100

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

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FILE NO. 6-97-101 RESOLUTION NO. 502-97

[Resolution]

COMMENDING CYNTHIA HART

WHEREAS, In 1996, Cynthia Hart began her relationship with Alamo School through the San Francisco Unified School District's Principal-for-a-Day Program; and

WHEREAS, Ms. Hart was so impressed by the tight-knit group of parents and teachers that she encountered at Alamo School that she created the San Francisco School Volunteers Alliance for Education program, a partnership between Alamo School and Bay View Federal Bank's Palm and Geary Street branch; and

WHEREAS, The contributions that Ms. Hart and Bay View Federal Bank have made to Alamo School include committing Bay View employees to volunteer on a weekly basis, underwriting postage for mailings sent out by The Friends of Alamo School Foundation, designing mail brochures, donating office furniture to the school, purchasing two sets of children's encyclopedias for the library, providing free educational seminars to staff and teachers, and purchasing 25 children's dictionaries for the classrooms; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Cynthia Hart for her efforts on behalf of Alamo School and The Friends of Alamo School Foundation, and for her dedication to the education of the children of San Francisco.

SUPERVISORS YEE, TENG, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-101

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

DOCUMENTS DEPT.

JUN 17 1997

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FILE NO. 6-97-102 RESOLUTION NO. 503-97

[COMMENDATION]

WELCOMING ALL USA AND INTERNATIONAL RUGBY PLAYERS TO THE INTERNATIONAL TEST SERIES 1997

WHEREAS, USA Rugby is the national governing body for the sport of Rugby Union Football in the United States of America charged with achieving and maintaining high levels of quality in all aspects of rugby; and

WHEREAS, USA Rugby is recognized by the International Rugby Football Board (IRFB); and

WHEREAS, USA Rugby has been in existence since 1975 ; and

WHEREAS, USA Rugby fields the United States of America National Rugby Team, known as the Eagles; and

WHEREAS, The Eagles team is comprised of the best rugby players from the United States; and

WHEREAS, The Eagles will play in the 1997 Pacific Rim Rugby Championships in a home and home series against the national teams from Canada, Hong Kong and Japan; and

WHEREAS, Matthew Boxer Stadium in the City of San Francisco is the home field for the Eagles home matches in the Pacific Rim Rugby Championships; and

WHEREAS, The Pacific Rim Rugby Championships will be televised to a worldwide television audience; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the Eagles as the United States National Rugby Team ; and be it

FURTHER RESOLVED, That Saturday, June 14, 1997 be recognized as Pacific Rim Rugby Championships day.

SUPERVISOR YEE, TENG, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-102

MAY 30 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

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FILE NO. 10-97-6 RESOLUTION NO. 504-97

GRANTING REVOCABLE PERMISSION TO GOLDEN GATE UNIVERSITY TO INSTALL THREE (3) FOUR-INCH CONDUITS FOR TELECOMMUNICATION PURPOSES UNDER ECKER STREET AND ELIM ALLEY BETWEEN THE GOLDEN GATE UNIVERSITY PROPERTY AT 536 MISSION (BLOCK 3708, LOT 13) AND AT 62 FIRST STREET (BLOCK 3708, LOT 6), AND ADOPTING FINDINGS PURSUANT TO PLANNING CODE SECTION 101.1.

RESOLVED, That permission, revocable at the will of the Board of Supervisors and automatically terminating upon failure to continue in force the provisions of the Street Encroachment Agreement, is hereby granted to Golden Gate University, San Francisco, to occupy a portion of the street area, under Ecker Street and Elim Alley, for the purpose of constructing and maintaining three (3) four-inch conduits for telecommunication purposes as shown on the plan, a copy of which is on file in the office of the Clerk of the Board of Supervisors.

FURTHER RESOLVED, That the project intended by the encroachments is consistent with the Eight Priority Policies of Planning Code Section 101.1; in that:

1. The project is for the construction of three 4-inch telecommunication conduits across Ecker Street and Elim Alley, and will have no adverse effect on neighborhood serving retail uses or opportunities for employment in or ownership of such businesses.
2. The project would have no adverse effect on the City's housing stock or on neighborhood character.
3. The project would have no adverse effect on the City's supply of affordable housing.
4. The project would not result in commuter traffic impeding MUNI transit service or overburdening the streets or neighborhood parking.
5. The project would not adversely affect the industrial or service sectors or future opportunities for resident employment or ownership in these sectors.

6. The project would not adversely affect achieving the greatest possible preparedness against injury and loss of life in an earthquake.
7. The project would have no adverse effect on landmarks or historic buildings.
8. The project would have no adverse effect on parks and open space or their access to sunlight or vistas.

PROVIDED HOWEVER, That this permission shall not become effective until:

[a] There shall have been executed and acknowledged by the Permittee; and by it delivered to the City's Controller, who shall have had recorded in the office of the County Recorder a street encroachment agreement, a copy of which is on file with the Clerk of the Board of supervisors in File No. 10-97-6 and which is hereby declared to be a part of this resolution as is set forth fully herein, and the copy of this resolution attached thereto as Exhibit A.

[b] There shall have been delivered to the Controller the policy of insurance provided for in said agreement and the Controller shall have had approved same as complying with the requirements of said agreement. The Controller may, at his option accept, in lieu of said insurance policy, the certificate of an insurance company certifying to the existence of such a policy.

FURTHER PROVIDED, That the permittee, in accordance with Government Code Section 4216.1, shall become a member of, participate in, and share in the costs of Underground Service Alert - Northern California (U.S.A.) regional notification center.

FURTHER PROVIDED, The rights granted here do not constitute a cable TV franchise and do not authorize transmission of video programming over City right-of-way or any other signals that would constitute Cable TV service.

FURTHER PROVIDED, The permittee, at the permittee's sole expense, and as is necessary as a result of this permit, shall make arrangements: [1] to provide for the support and protection of

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facilities belonging to the Department of Public Works, public utility companies, the San Francisco Water Department, the San Francisco Fire Department and other City departments; [2] to remove or change the location of such facilities and provide access to such facilities for the purpose of constructing, reconstructing, maintaining, operating or repairing such facilities.

FURTHER PROVIDED, That the Permittee shall procure the necessary permits from the Central Permit Bureau and/or Bureau of Street-Use and Mapping, Department of Public Works, and pay the necessary permit fees and inspection fees before starting work.

FURTHER PROVIDED, That the Board of Supervisors reserves the right to exact a permit fee, or rental, for the use of said street areas for the purpose of performance of its governmental or proprietary activities, including the constructing, reconstructing, maintaining, operating, repairing, removing and use of public utilities located under, over or along said street area;

FURTHER PROVIDED, That no structure shall be erected or constructed within said street right-of-way except as specifically permitted herein;

FURTHER PROVIDED, That the permittee shall assume all costs and maintenance and repair of the encroachments and no cost or obligation of any kind shall accrue to the City and County of San Francisco by reason of this permission granted.

RECOMMENDED:

Denise Brady, Chief
Bureau of Street-Use & Mapping

APPROVED:

Mark A. Primeau, AIA
Director of Public Works

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 10-97-6

MAY 30 1997
Date Approved

Mayor

5/20/97 - As amended in Committee.

FILE NO. 10-97-7

RESOLUTION NO. 505-97

GRANTING REVOCABLE PERMISSION TO M. A. MORTENSON COMPANY TO TEMPORARILY CLOSE AND OCCUPY THE SOUTH SIDEWALK AND A PORTION OF THE STREET AREA ON GARDEN STREET AND THE EAST SIDEWALK AND A PORTION OF THE STREET AREA ON BRODERICK STREET BETWEEN GEARY BOULEVARD AND GARDEN STREET AND BETWEEN GARDEN STREET AND POST STREET DURING CONSTRUCTION OPERATIONS FOR THE KAISER FOUNDATION HEALTH PLAN MEDICAL OFFICES AT 2290 GEARY BOULEVARD.

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to M. A. Mortenson Company to temporarily close and occupy the south sidewalk and a portion of the street area on Garden Street and the east sidewalk and a portion of the street area on Broderick Street between Geary Boulevard and Garden Street and between Garden Street and Post Street during construction operations at 2290 Geary Boulevard.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs;; and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission for said occupancy is granted for one year from date of occupancy. ~~retroactive to April 15, 1997.~~

/20/97
1b

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to human health or safety or to the environment.

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FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said sidewalk except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $90,835 for the first year of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

FURTHER PROVIDED, That the Permittee shall procure the necessary permits from the Central Permit Bureau and/or the Bureau of Street-Use and Mapping, Department of Public Works and pay the necessary permit and inspection fees prior to occupying said area.

RECOMMENDED:

Denise M. Brady, Chief
Bureau of Street-Use & Mapping

APPROVED:

Mark A. Primeau, AIA
Director of Public Works

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
10-97-7

MAY 30 1997
Date Approved

Mayor

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FILE NO. 12-97-22 RESOLUTION NO. 506-97

[Opposition to State-wide Lead Poisoning Prevention Legislation - AB 481]

DECLARING THE CITY AND COUNTY OF SAN FRANCISCO TO BE OFFICIALLY OPPOSED TO AB 481 UNLESS AMENDED TO PREVENT THE PRE-EMPTION OF THE 1996 LEGISLATION OF THE CITY AND COUNTY OF SAN FRANCISCO TO REDUCE LEAD HAZARDS IN PRIVATE HOUSING WHERE LEAD-POISONED CHILDREN RESIDE AND OTHERWISE INTERFERE WITH OTHER EFFORTS OF THE CITY AND COUNTY OF SAN FRANCISCO TO PREVENT CHILDHOOD LEAD POISONING WHILE MINIMIZING NEGATIVE IMPACTS ON HOUSING AFFORDABILITY.

WHEREAS, The San Francisco Lead Hazard Reduction Citizens' Advisory Committee, (Committee), has been working on legislation similar to AB 481 to prevent childhood lead poisoning, while preserving housing affordability legislation for the past three years; and

WHEREAS, The Committee's membership includes tenants, property owners and contractors, as well as representatives of child care and affordable housing, parents and the public, and City agencies - the Mayor's Office of Housing and Department of Building Inspections; and

WHEREAS, The Committee opposes AB 481 because it pre-empts portions of the currently effective local ordinance of the City and County of San Francisco to reduce lead hazards where lead-poisoned children live, and pre-empts legislation the Committee is preparing to recommend to the Board to prevent unsafe work practices on exteriors of buildings and to reduce lead hazards in all private housing in the City and County; and

WHEREAS, The Committee is concerned about State pre-emption of local lead-related legislation because the City and County of San Francisco has an unique building stock, as well as rental housing market and resident population conditions, which need to

be addressed in order to prevent childhood lead poisoning while preserving housing affordability, including but not limited to:

Significantly older housing stock, with higher amounts of lead in paint, dust and soil;

Significantly denser development, with most residential properties directly abutting one another;

A high percentage of mixed-use buildings and neighborhoods, with residential units and structures directly adjacent to non-residential structures;

An exceptionally high percentage of tenants, many of whom reside, with children, in sub-standard units in older housing stock painted with lead paint;

Exceptionally low vacancy rates (currently 1-2 percent), which increases the hardships associated with relocation;

A high percentage of non-English-speaking residents, for whom "English-only" notice and disclosure requirements are inadequate and ineffectual; and

WHEREAS, AB 481 fails to:

Provide adequate relocation compensation, when relocation cannot be avoided;

Minimize negative financial impacts on owners and renters;

Effectively address environmental contamination of post-1978 housing, and recontamination of housing that has undergone lead hazards evaluations and controls;

Address exteriors of non-residential structures adjacent to residential structures;

Require notice and disclosure which is appropriate to non-English-speaking residents;

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Adequately fund its many mandates so that our local agencies (Departments of Public Health and Building Inspections) can implement the legislation; and

WHEREAS AB 481 requires lead hazards control work in occupied units not housing children, which forces landlords to spend more than necessary for cleanings that do not protect the health of any children; and

WHEREAS, The legislation enacted by the City and County of San Francisco in 1996 represented an agreement between tenants and property owners regarding the impact of lead hazard reduction work on their rights, and AB 481 threatens that agreement and could cause substantial difficulties in future efforts to protect the health of children and honor the rights of everyone in this City; Therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares San Francisco officially opposed to AB 481 unless amended to prevent the pre-emption of the 1996 legislation of the City and County of San Francisco to reduce lead hazards.

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 12-97-22

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 32-97-4 RESOLUTION NO. 507-97

(Designating Public Access Provider)

DESIGNATING THE SAN FRANCISCO COMMUNITY TELEVISION CORPORATION TO MANAGE AND CONTROL THE PUBLIC ACCESS CABLE TELEVISION CHANNEL FOR THE CITY

WHEREAS, the recently adopted agreement between the City and the cable franchise provider called for the City to designate a non-profit corporation to manage and control the public access cable television channel; and

WHEREAS, the San Francisco Community Television Corporation was established for this purpose; and

WHEREAS, the San Francisco Community Television Corporation has successfully operated the government access channel for the City; and

WHEREAS, the Telecommunications Commission has recommended to the Board of Supervisors that the San Francisco Community Television Corporation be so designated; now, therefore, be it

RESOLVED, that the Board of Supervisors designates the San Francisco Community Television Corporation to manage and control the public access cable television channel when management and control of the channel is transferred from the Television Signal Corporation; and, be it

FURTHER RESOLVED, that the transfer of management and control occur as soon as it is practical for the City and the San Francisco Community Television Corporation to negotiate the terms of an agreement to operate the channel.

[Supervisor Bierman]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 32-97-4

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

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JUN 17 1997
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FILE NO. 38-97-3 RESOLUTION NO. 508-97

[Acceptance of Gift]

AUTHORIZING THE CHIEF OF POLICE TO ACCEPT, ON BEHALF OF THE SAN FRANCISCO POLICE DEPARTMENT, THE GIFT OF SPECIALIZED COMPUTER EQUIPMENT FROM N.E.C. TECHNOLOGIES TO ENHANCE THE DEPARTMENT'S AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM.

WHEREAS, the San Francisco Police Department is in need of specialized equipment for use with its Automated Fingerprint Identification System (AFIS); and

WHEREAS, N.E.C. Technologies generously offered to donate the following equipment to the San Francisco Police Department:

1. Exchanged Kodak DCS420 for CS2
2. PowerMate Pentium 100 PC with 2 GB hard drive, XV-17+monitor, 32 mb RAM, SVGA video card with 2 mb of VRAM
3. 1 x Pen & Tablet set for latent EWS 320PX
4. Cross-over connection between CS2s/FWs
5. 2 x workstations/ 2 x chairs
6. Exchanged 2 x EWS 330 for 2 x EWS 320PX

WHEREAS, the donor value of the equipment is Thirty-Seven Thousand Six Hundred Fifty ($37,650) Dollars; now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the Chief of Police to accept, on behalf of the San Francisco Police Department, specialized computer equipment from N.E.C. Technologies.

wpwin60 gifts computer/ar

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 38-97-3

MAY 30 1997
Date Approved

Mayor

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JUN 1 / 1997
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FILE NO. 48-97-30

RESOLUTION: 509-97

RO#96288

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF JONATHAN KRAMER FOR $8,817.06.

WHEREAS, Jonathan Kramer has filed a claim against the City and County of San Francisco for property damage;

WHEREAS, The Fire Department of the City and County of San Francisco has recommended settlement of said claim by payment of $8,817.06;

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $8,817.06 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Attorney

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

RECOMMENDED:

San Francisco Fire Department

ROBERT L. DEMMONS, Chief

APPROVED:

San Francisco Fire Commission

Secretary

1G-AGF-AAA 97-09-31
975024 05311 $8,817.06

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-30

MAY 30 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 48-97-31

RESOLUTION NO. 510-97

RO#96289

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIMS OF CLIFFORD GRAY FOR $55,000 AND GARY LOGAN FOR $1.

WHEREAS, Clifford Gray has filed a claim against the City and County of San Francisco for injuries; and

WHEREAS, The Planning Department of the City and County of San Francisco has recommended settlement of said claim by payment of $55,000 to Gray and $1 to Gary Logan, Gray's partner, in exchange for a release of all claims from Gray and Logan; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $55,001 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

ANDREW W. SCHWARTZ
Deputy City Attorney

RECOMMENDED:

Planning Department

GERALD GREEN
Director of Planning

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

1G-AGF-AAA 97-09-29
975044 05311 $55,001.00

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-31

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

SAN FRANCISCO
PUBLIC LIBRARY

FILE NO. 48-97-32

RESOLUTION NO. 511-97

RO#96284

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF ANN E. SCHLEGEL THE SUM OF $7,000.

WHEREAS, Ann E. Schlegel have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $7,000.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,000 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $7,000.00

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

BOARD OF SUPERVISORS

CC

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-32

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

SAN FRANCISCO PUBLIC LIBRARY

cc

FILE NO. 48-97-33 RESOLUTION NO. 512-97

RO#96290

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM HOXIE DEVELOPMENT, INC. FOR $7,580.00.

WHEREAS, Hoxie Development, Inc. submitted a claim against City And County Of San Francisco; and,

WHEREAS, The Public Utilities Commission of the City and County of San Francisco has recommended settlement of said claim by payment of $7,580.00; and,

WHEREAS, The City Attorney has approved the settlement; now, therefore be it

RESOLVED, That pursuant to Public Utilities Commission Resolution number 97-0088, settlement and compromise of said claim by payment of $7,580.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMEND:

LOUISE H. RENNE
City Attorney

JOSHUA D. MILSTEIN
Deputy City Attorney

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES COMMISSION

ANSON B. MORAN
General Manager

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

APPROVED:

Romaine Boldridge
Secretary

5W-AAA-AAP 40-00-00
505591 05311 Proj. FUW559-01
$7,580.00

BOARD OF SUPERVISORS

Page 1
4/10/97

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-33

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JUN 17 1997
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FILE NO. 48-97-34

RESOLUTION NO. 513-97

RO#96309

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF RICHARD KAMP IN THE SUM OF $12,500.

WHEREAS, Richard Kamp have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $12,500.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $12,500 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $12,500.00

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 48-97-34

MAY 30 1997
Date Approved

Mayor

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

JUN 17 1997

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FILE NO. 48-97-35

RESOLUTION NO. 514-97
RO#96308

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF CYRUS FRANK FOR $7,500.00.

WHEREAS, Cyrus Frank has filed a claim against the City and County of San Francisco for property damage;

WHEREAS, The Fire Department of the City and County of San Francisco has recommended settlement of said claim by payment of $7,500.00;

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $7,500.00 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Attorney

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

1G-AGF-AAA 97-09-31
975024 05311 $7,500.00

RECOMMENDED:

San Francisco Fire Department

ROBERT L. DEMMONS, Chief

APPROVED:

San Francisco Fire Commission

Secretary

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-35

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

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cc

FILE NO. 48-97-36

RESOLUTION NO. 515-97

RO#96307

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF JONI HERR-YOUNG, DALLAS DEAN KORT AND CALIFORNIA STATE AUTOMOBILE ASSOCIATION FOR $8,160.93.

WHEREAS, Joni Herr-Young, Dallas Dean Kort and California State Automobile Association have filed a claim against the City and County of San Francisco for property damage;

WHEREAS, The Fire Department of the City and County of San Francisco has recommended settlement of said claim by payment of $8,160.93;

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $8,160.93 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Attorney

FUNDS AVAILABLE:

EDWARD J. HARRINGTON
Controller

1G-AGF-AAA 97-09-31
975024 05311 $8,160.93

RECOMMENDED:

San Francisco Fire Department

ROBERT L. DEMMONS, Chief

APPROVED:

San Francisco Fire Commission

Secretary

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-36

MAY 30 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 64-97-6 RESOLUTION NO. 516-97

RO#96296

(Lease of Real Property)

AUTHORIZING THE LEASE OF REAL PROPERTY AT 2601 MISSION STREET FOR THE MISSION BRANCH LIBRARY.

RESOLVED, In accordance with the recommendations of the Library Commission and Director of Property that the Mayor and Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, be and they are hereby authorized and directed to execute the Lease with Bay View Federal Bank for the entire fifth floor comprising approximately 5,198 square feet at 2601 Mission Street, San Francisco, California, for the Mission Branch Library.

The term of the Lease shall be for five years which City may cancel at any time after the second year. If funds are not appropriated in any subsequent fiscal year, City may terminate the lease upon reasonable notice to Landlord

The monthly rent will be a flat rate of $6,497.50 for the entire term. Landlord will be responsible for utility and janitorial services

City shall hold Landlord harmless from any claims or liability for any injury or damage to any person or property occurring in or about the leased premises resulting from the negligence of City, its agents or employees.

Said lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter.

The City Attorney shall approve the form of the Lease

(Real Estate)
Supervisor Leal
BOARD OF SUPERVISORS

$6,497 50 Available FY1996-97
Appropriation No CLBPL8 BP026
410313 3C-PLI-UNA Proj. CLBPL8

Controller

APPROVED

Library Commission

Director of Property

(Real Estate)

BOARD OF SUPERVISORS

DOCUMENTS DEPT.
JUN 17 1997
SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
64-97-6

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 65-97-7 RESOLUTION NO. 517-97

[Leases]

LEASES TO NON-PROFIT AGENCIES OF CERTAIN CITY PROPERTIES UNDER THE PURVIEW OF THE SOUTHEAST COMMUNITY FACILITY COMMISSION.

WHEREAS, San Francisco properties, commonly known and numbered, 1030 Oakdale Ave., 1 Cashmere St., 200 Cashmere St., and 100 Whitney Young Circle are City-owned properties under the jurisdiction of the Department of Public Works under the purview of the Southeast Community Facility Commission by Resolution 106-91; and

WHEREAS, The following five (5) non-profit agencies provide valuable services to residents of the City and County of San Francisco and specifically to those residents in the Bayview/Hunters Point area:

1) California Association of Health, Education, Employment and Dignity, Inc. (Caheed); dba Capt. Wm. Shorey Childcare Center, 1030 Oakdale Ave.

2) The Economic Opportunity Council of San Francisco, dba The Sojourner Truth Childcare Center; 1 Cashmere St.

3) The Economic Opportunity Council of San Francisco, dba Dr. Martin Luther King, Jr Childcare Center, 200 Cashmere St.

4) The Whitney Young Child Development Center, Inc.; Earl P. Mills Center at 100 Whitney Young Circle

5) The Bayview Repertory Theatre Company; Earl P. Mills Center at 100 Whitney Young Circle.

[REAL ESTATE]

WHEREAS, The aforementioned non-profit agencies have been long term tenants of the City; and

WHEREAS, The Southeast Community Facility Commission recommends the continuation of these valuable services by the existing service providers and that bidding of such leases is not in the interests of the City; and

WHEREAS, It is in City's interests to formalize agreements for such tenancies; now, therefore, be it

RESOLVED, That the Clerk of the Board of Supervisors and the Mayor are hereby authorized and directed to execute lease agreements with the five (5) aforementioned tenants on behalf of the City and County of San Francisco, a municipal corporation. The lease agreements shall be for a term of no more than 3 years. The base rent shall be ~~not less than $200 per month~~ $1.00 per year for Caheed, and Economic Opportunity Council, and ~~Whitney Young Child Development and~~ $100 per month for Bayview Repertory Theatre and Whitney Young Child Development. ~~The rent shall increase annually based on a cost of living adjustment as measured by the Consumer Price Index~~. The leases shall have an option to extend the term for no more than an additional three year term. The City shall be responsible for maintenance of the roof, sidewalls, common areas, and non-leased portions of the aforementioned properties. The lease shall include a provision which shall authorize the Director of Property to provide a rent credit for preapproved improvements made by a tenant which are City's responsibility. The leases shall include a provision in which the City indemnifies, defends, and holds harmless the Lessees from and against any and all claims or liability for any injury or damages to any person or property occurring as a result

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of City's acts or omissions or any default by City in the performance of its obligations under the leases. Said leases shall be in a form approved by the City Attorney; and, be it

FURTHER RESOLVED, That all actions heretofore taken by officers or commissioners of the City with respect to said leases are hereby approved, confirmed and ratified.

RECOMMENDED:

Commission Secretary,
Southeast Community Facility Commission

Director
Department of Public Works

Director of Property

CD:tc:12.12.96

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 65-97-7

MAY 30 1997
Date Approved

Mayor

FILE NO. 92-97-20 RESOLUTION NO. 518-97

[Appointment]
APPOINTING MEMBER TO THE LEAD HAZARD REDUCTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Hazard Reduction Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1608, for the term specified:

Jamie Sanbonmatsu (Seat 26713 - must represent tenant organization), vice Norman Fong, resigned, for unexpired portion of four-year term ending December 22, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-97-20

MAY 30 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 17 1997

SAN FRANCISCO
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FILE NO. 138-97-1 RESOLUTION NO. 519-97

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $300,000.00 MADE AVAILABLE THROUGH THE CALIFORNIA DEPARTMENT OF INSURANCE FOR A PROJECT ENTITLED "THE INVESTIGATION AND PROSECUTION OF AUTOMOBILE INSURANCE FRAUD" FOR THE PERIOD OF JULY 1, 1996 THROUGH JUNE 30, 1997;

WHEREAS, The District Attorney of the City and County of San Francisco is authorized on its behalf to retroactively submit the attached proposal for automobile insurance fraud investigation and prosecution purposes to the California Department of Insurance and is authorized retroactively to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award for anti-insurance fraud purposes; and be it

RESOLVED, That it is agreed that any liability arising out of the performance of this Grant Award Agreement, including Civil Court actions for damages shall be the responsibility of the grantee and the authorizing agency, the State of California and the California Department of Insurance disclaim responsibility for any such liability, and be it

FURTHER RESOLVED, That indirect cost to the City and County of San Francisco for the operation of this grant have been included in this grant budget in the amount of $15,000.00 and be it

FURTHER RESOLVED, That State funds hereunder shall not be used to supplant local funds that would, in the absence of the Automobile Insurance Fraud Unit, be made available to support the investigation and prosecution of insurance fraud cases, and be it

FURTHER RESOLVED, That the District Attorney of the City and County of San Francisco is authorized to retroactively apply for, accept and expend funds in the amount of $300,000.00 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Automobile Insurance Fraud" for the period of July 1, 1996 to June 30, 1997.

RECOMMENDED:	RECOMMENDED:
OFFICE OF THE MAYOR	OFFICE OF THE CONTROLLER
By _____	By _____
Willie Lewis Brown, Jr.	Edward Harrington

DISTRICT ATTORNEY'S OFFICE

DOCUMENTS DEPT.
JUN 17 1997
SAN FRANCISCO
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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
138-97-1

MAY 30 1997
Date Approved

Mayor

FILE NO. 138-97-2 RESOLUTION NO. 520-97

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $307,754.00 MADE AVAILABLE THROUGH THE CALIFORNIA DEPARTMENT OF INSURANCE FOR A PROJECT ENTITLED "THE INVESTIGATION AND PROSECUTION OF WORKERS' COMPENSATION FRAUD" FOR THE PERIOD OF JULY 1, 1996 THROUGH JUNE 30, 1997;

WHEREAS, The District Attorney of the City and County of San Francisco is authorized on its behalf to retroactively submit the attached proposal for investigation and prosecution of worker's compensation fraud purposes to the California Department of Insurance and is authorized retroactively to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award for worker compensation fraud investigation and prosecution purposes; and be it

RESOLVED, That it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages shall be the responsibility of the grantee and the authorizing agency. The State of California and the California Department of Insurance disclaim responsibility for any such liability and be it

FURTHER RESOLVED, That indirect cost to the City and County of San Francisco for the opration of this grant have been included in this grant budget in the amount of $15,387.00 and be it

FURTHER RESOLVED, That match funds are not required for said project, and be it

FURTHER RESOLVED, That State funds hereunder shall not be used to supplant local funds that would, in the absence of the Workers Compensation Fraud Unit, be made available to support the investigation and prosecution of insurance fraud cases, and be it

FURTHER RESOLVED, That the District Attorney of the City and County of San Francisco is authorized to retroactively apply for, accept and expend funds in the amount of $307,754.00 made available through the California Department of Insurance for a project entitled "The Investigation and Prosecution of Workers' Compensation Fraud" for the period of July 1, 1996 to June 30, 1997.

RECOMMENDED:	RECOMMENDED:
OFFICE OF THE MAYOR	OFFICE OF THE CONTROLLER
By _____	By _____
Willie Lewis Brown, Jr.	Edward Harrington

DISTRICT ATTORNEY'S OFFICE

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JUN 17 1997
SAN FRANCISCO
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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
138-97-2

MAY 30 1997
Date Approved

Mayor

FILE NO. 148-97-1 RESOLUTION NO. 521-97

(Grant - State Funds)

AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE DOCUMENTS NECESSARY TO APPLY FOR RETROACTIVELY, ACCEPT AND EXPEND $50,000 OF THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD'S RUBBERIZED ASPHALT CONCRETE GRANT PROGRAM WITH REQUIRED MATCHING FUNDS OF $50,000 FOR A PUBLIC WORKS PROJECT AND PLACING $100,000 ON RESERVE

WHEREAS, People of the State of California have enacted Assembly Bill 1843 (W Brown, Chapter 974, Statutes of 1989) that provides grants to local governments, business, and non-profit organizations for the purpose of diverting tires from landfill disposal by fostering new business enterprises and encouraging cooperative local government programs; and;

WHEREAS, The Department of Public Works has identified a street resurfacing project at Lower Great Highway from Lincoln Way to Sloat Boulevard; and

WHEREAS, The California Integrated Waste Management Board has been delegated the responsibility for the administration of the program within the state, setting up necessary procedures governing application by local agencies, businesses and non-profit organizations under the program; and

WHEREAS, Said procedures established by the California Integrated Waste Management Board require the applicant to certify by resolution approval of the application before submission of said application to the state; and

WHEREAS, The Department of Public Works requires $50,000 in grant monies from the California Integrated Waste Management Board's Rubberized Asphalt Concrete Grant Program to place and resurface with rubberized asphalt concrete for the aforementioned street resurfacing project; and

WHEREAS, The matching required funds of $50,000 will be paid for with local half-cent sales tax administered by the San Francisco County Transportation Authority; and

WHEREAS, The Department of Public Works will enter into an agreement with the State of California for development of the project; and

WHEREAS, The Department of Public Works recognizes that overhead expenses and costs for obtaining necessary permits and licenses are deemed ineligible by the California Integrated Waste Management Board's Rubberized Asphalt Concrete Grant Program; now, therefore, be it

RESOLVED, That this Board of Supervisors does hereby authorize the Director of Public Works, to apply for retroactively, accept, and expend $50,000 from the California Integrated Waste Management Board's Rubberized Asphalt Concrete Grant Program with required matching funds of $50,000 from the Transportation Authority's Half-Cent Sales Tax for the aforementioned street resurfacing project, waiving indirect costs, and to execute any and all documents necessary therefore; and be it further

RESOLVED, That the Board of Supervisors places $100,000 on reserve pending selection of contractors, cost details and MBE/WBE status of contractors, to be released by the Economic Development, Transportation and Technology Committee, and be it further

RESOLVED, That a copy of this resolution be transmitted to the California Integrated Waste Management Board in conjunction with the filing of the claim, and the the California Integrated Waste Management Board be requested to grant the allocation of funds as specified herein

Supervisor Yaki

BOARD OF SUPERVISORS

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RECOMMENDED:

Mark A. Primeau, AIA
Director of Public Works

APPROVED:

Mayor's Office

APPROVED:

Controller's Grant Division

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 148-97-3

MAY 30 1997

Date Approved

Mayor

FILE NO. 161-97-4 RESOLUTION NO. 522-97

[Redevelopment Agency Mid-Market Project Area Committee]

CONFIRMING THE ELECTION OF MEMBERS TO THE PROJECT AREA COMMITTEE FOR THE MID-MARKET REDEVELOPMENT PROJECT AREA AND AMENDING RESOLUTION NO. 1089-96 TO APPROVE AND ADOPT PROCEDURES IN THE REVISED ARTICLES OF FORMATION FOR A REDEVELOPMENT PROJECT AREA COMMITTEE FOR THE MID-MARKET REDEVELOPMENT PROJECT AREA

WHEREAS, Pursuant to the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.), the Redevelopment Agency of the City and County of San Francisco (the "Agency") is preparing a proposed Redevelopment Plan (the "Redevelopment Plan") for the Mid-Market Redevelopment Project (the "Project"); and,

WHEREAS, Section 33385(a) of the Community Redevelopment Law requires that the legislative body, under certain circumstances, call upon the residents and existing community organizations in a redevelopment project area to form a project area committee; and,

WHEREAS, By Resolution No. 1089-96 adopted on November 25, 1996, the Board of Supervisors of the City and County of San Francisco (the "Board") determined that a project area committee shall be formed for the Project and approved and adopted

Supervisor Yaki

"Articles of Formation for a Redevelopment Project Area Committee for the Mid-Market Redevelopment Project" (the "PAC Formation Procedures"); and,

WHEREAS, By Resolution No. 1087-96, adopted on November 25, 1996, following a duly noticed public hearing, the Board approved and adopted "Procedures for the Election of Members to Redevelopment Project Area Committees in the City and County of San Francisco" (the "PAC Election Procedures"); and,

WHEREAS, Pursuant to the PAC Formation Procedures and the PAC Election Procedures, on February 26, 1997, the Agency held an election of Residential Owner-Occupant, Residential Tenant, Business Owner and existing Community Organization members to the Project Area Committee for the Project; and,

WHEREAS, The Agency has reported the results of the Project Area Committee election to the Board, and the Board wishes to ratify the results of the election on the condition that the Project Area Committee be expanded by including four (4) additional residential tenant representatives; and

WHEREAS, The Board wishes to amend Resolution No. 1089-96 and the PAC Formation Procedures to call for said expansion of the Project Area Committee through a special election to be held pursuant to the Election Procedures; now, therefore, be it

RESOLVED, That, the Board of Supervisors hereby determines that the persons and entities identified on "The Mid-Market Project Area Committee Membership List" on file with the Clerk of the Board of Supervisors in File No. 161-97-4 have

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JUN 17 1997
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been elected to serve as members of the Project Area Committee for the Mid-Market Redevelopment Project Area; and be it

FURTHER RESOLVED, That prior to the first meeting of the Project Area Committee, each of the elected existing Community Organizations shall designate one person to serve as the representative PAC member for that organization in accordance with the PAC Formation Procedures; and be it

FURTHER RESOLVED, That the Board of Supervisors finds that the PAC Election Procedures were followed for the election of members of the Project Area Committee for the Project; and be it

FURTHER RESOLVED, That the Board does hereby determine that the Project Area Committee for the Mid-Market Redevelopment Project Area shall be expanded through the election of four (4) residential tenant representatives to the Project Area Committee previously elected; and be it

FURTHER RESOLVED, That the Board hereby amends Resolution No. 1089-96 to provide for the approval and adoption of the procedures entitled "Revised Articles of Formation of a Project Area Committee for the Mid-Market Project" (the "Revised PAC Formation Procedures") a copy of which is on file with the Clerk of the Board of Supervisors in File No. 161-97-4 ; and, be it

FURTHER RESOLVED, That the Redevelopment Agency of the City and County of San Francisco is hereby authorized and directed to take all steps necessary and appropriate to implement the Revised PAC Formation Procedures.

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
161-97-4

MAY 30 1997
Date Approved

Mayor

FILE NO. 170-97-3 RESOLUTION NO. 523-97

[Bond Sale]

AUTHORIZING AND DIRECTING THE SALE OF NOT TO EXCEED $26,000,000 CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (GOLDEN GATE PARK IMPROVEMENTS, 1992), SERIES 1997A AND NOT TO EXCEED $22,050,000 CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (SCHOOL DISTRICT FACILITIES IMPROVEMENTS, 1994), SERIES 1997B; PRESCRIBING THE FORM AND TERMS OF SAID BONDS; AUTHORIZING THE EXECUTION, AUTHENTICATION AND REGISTRATION OF SAID BONDS; PROVIDING FOR THE APPOINTMENT OF DEPOSITORIES AND OTHER AGENTS FOR SAID BONDS; PROVIDING FOR THE ESTABLISHMENT OF FUNDS RELATED THERETO; APPROVING THE FORMS OF OFFICIAL NOTICE OF SALE OF BONDS AND NOTICE OF INTENTION TO SELL BONDS; DIRECTING THE PUBLICATION OF OFFICIAL NOTICE OF SALE AND NOTICE OF INTENTION TO SELL BONDS; APPROVING THE FORM AND EXECUTION OF THE OFFICIAL STATEMENT RELATING THERETO; APPROVING THE FORM OF THE CONTINUING DISCLOSURE CERTIFICATE; APPROVING MODIFICATIONS TO DOCUMENTS; RATIFYING CERTAIN ACTIONS PREVIOUSLY TAKEN; AND GRANTING GENERAL AUTHORITY TO CITY OFFICIALS TO TAKE NECESSARY ACTIONS IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF SAID BONDS.

WHEREAS, By Resolution No. 203-93, adopted on March 22, 1993, the Board of Supervisors authorized the issuance of its Golden Gate Park Improvements Bonds, 1992 (the "Golden Gate Park Authorizing Resolution"); and

WHEREAS, It is necessary and desirable to issue a portion of said Bonds in a single series as City and County of San Francisco General Obligation Bonds (Golden Gate Park Improvements Bonds, 1992), Series 1997A; and

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WHEREAS, By Resolution No. 733-94, adopted on August 29, 1994, the Board of Supervisors authorized the issuance of its School District Facilities Improvements Bonds, 1994 (the "School District Authorizing Resolution"); and

WHEREAS, It is necessary and desirable to issue a portion of said Bonds in a single series as City and County of San Francisco General Obligation Bonds (School District Facilities Improvements, 1994), Series 1997B; and

WHEREAS, The Bonds (as defined below) are being issued pursuant to their respective Authorizing Resolutions and Title 5, Division 2, Part 1, Chapter 3, Article 4.5 of the California Government Code (the "Act"), the Charter of the City and duly held elections;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. Recitals. All of the recitals herein are true and correct.

Section 2. Conditions Precedent. All conditions, things and acts required by law to exist, to happen and to be performed precedent to and in the issuance of the Bonds exist, have happened and have been performed in due time, form and manner in accordance with applicable law, and the City is now authorized pursuant to its Charter and applicable law to incur indebtedness in the manner and form provided in this Resolution (this "Resolution").

Section 3. Issuance of Bonds. The Board of Supervisors hereby authorizes the issuance and sale of not to exceed $26,000,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (Golden Gate Park Improvements, 1992), Series 1997A" (the "Series 1997A Bonds") for the purposes set forth in the Golden Gate Park Authorizing Resolution and the issuance and sale of not to exceed $22,050,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (School District Facilities Improvements, 1994), Series 1997B" (the "Series 1997B Bonds") for the purposes set forth in the School District Authorizing Resolution. The Series 1997A Bonds and the Series 1997B are collectively, the "Bonds."

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The Golden Gate Park Authorizing Resolution and the School District Authorizing Resolution are collectively, the "Authorizing Resolution."

Section 4. Execution, Authentication and Registration of the Bonds. The officers of the City are hereby directed to cause the Bonds to be prepared in sufficient quantity for delivery to the purchaser thereof and the Clerk of the Board of Supervisors is hereby directed to cause the blanks therein to be completed in accordance with the applicable Authorizing Resolution, to cause the seal of the City to be reproduced or impressed thereon, to procure their execution by the proper officers of the City, and to deliver the Bonds when so executed to said purchaser in exchange for the purchase price thereof.

The Series 1997A Bonds and the Treasurer's certificate of authentication and registration and the form of assignment to appear thereon shall be substantially in the form attached hereto as Exhibit A-1 (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution (provided that if a portion of the text of the Series 1997A Bonds is printed on the reverse of the Series 1997A Bonds, the following legend shall be printed on the Series 1997A Bonds: "THE PROVISIONS OF THIS SERIES 1997A BOND ARE CONTINUED ON THE REVERSE HEREOF AND SUCH CONTINUED PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HERE.")

Only such of the Series 1997A Bonds as shall bear thereon a certificate of authentication and registration in the form herein recited, executed by the Treasurer, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Treasurer shall be conclusive evidence that the Series 1997A Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

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The Treasurer shall assign a distinctive letter, or number, or letter and number to each Series 1997A Bond authenticated and registered by him or her and shall maintain a record thereof which shall be available for inspection.

The Series 1997B Bonds and the Treasurer's certificate of authentication and registration and the form of assignment to appear thereon shall be substantially in the form attached hereto as Exhibit A-2 (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution (provided that if a portion of the text of the Series 1997B Bonds is printed on the reverse of the Series 1997B Bonds, the following legend shall be printed on the Series 1997B Bonds: "THE PROVISIONS OF THIS SERIES 1997B BOND ARE CONTINUED ON THE REVERSE HEREOF AND SUCH CONTINUED PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HERE.")

Only such of the Series 1997B Bonds as shall bear thereon a certificate of authentication and registration in the form herein recited, executed by the Treasurer, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Treasurer shall be conclusive evidence that the Series 1997B Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

The Treasurer shall assign a distinctive letter, or number, or letter and number to each Series 1997B Bond authenticated and registered by him or her and shall maintain a record thereof which shall be available for inspection.

Section 5. Registration Books. The Treasurer shall keep or cause to be kept, at the office of the Treasurer, sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection, and upon presentation for such purpose, the Treasurer shall, under such reasonable

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regulations as he or she may prescribe, register or transfer or cause to be registered or transferred, on said books, Bonds as herein provided.

Section 6. Transfer or Exchange of Bonds. Any Bond may, in accordance with its terms, be transferred upon the books required to be kept pursuant to the provisions of Section 5 hereof, by the person in whose name it is registered, in person or by the duly authorized attorney of such person in writing, upon surrender of such Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Treasurer.

Any Bonds may be exchanged at the office of the Treasurer for a like aggregate principal amount of other authorized denominations of the same interest rate and maturity

Whenever any Bond shall be surrendered for transfer or exchange, the designated City officials shall execute (as provided in Section 4 hereof) and the Treasurer shall authenticate and deliver a new Bond or Bonds of the same interest rate and maturity in a like aggregate principal amount. The Treasurer shall require the payment by any bond owner requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer or exchange.

No transfer or exchange of Bonds shall be required to be made by the Treasurer during the period from the Record Date (as defined herein) next preceding each interest payment date to such interest payment date or after a notice of redemption shall have been mailed with respect to such Bond.

Section 7. Form of the Bonds; Terms of the Bonds; General Redemption Provisions. The Bonds shall each be dated as of June 15, 1997 unless otherwise stated in the Bonds (the "Dated Date") and shall be substantially in the forms set forth as Exhibits A-1 and A-2 hereto. The Bonds shall bear interest from the date thereof until paid at rates not to exceed twelve percent (12%) per annum (the exact rates to be determined upon sale of the Bonds) calculated on the basis of a 360-day year comprised of twelve 30-day months, payable on December 15, 1997, and semiannually thereafter on June 15 and December 15 of each year. The Bonds shall be in fully registered form without coupons in denominations of $5,000 or any integral multiple thereof and shall either mature or be subject to

mandatory redemption (as herein provided) on June 15 of the years, and in the amounts, as set forth in the Official Statement (defined herein) relating to the Bonds.

The principal of the Bonds shall be payable in lawful money of the United States of America to the owner thereof, upon the surrender thereof at maturity or earlier redemption at the office of the Treasurer. The interest on the Bonds shall be payable in like lawful money to the person whose name appears on the bond registration books of the Treasurer as the owner thereof as of the close of business on the last day of the month immediately preceding an interest payment date (the "Record Date"), whether or not such day is a Business Day (as herein defined).

Each Bond shall bear interest from the interest payment date next preceding the date of authentication thereof unless it is authenticated as of a day during the period from the Record Date next preceding any interest payment date to the interest payment date, inclusive, in which event it shall bear interest from such interest payment date, or unless it is authenticated on or before November 30, 1997, in which event it shall bear interest from the Dated Date; provided, however, that if, at the time of authentication of any Bond, interest is in default on the Bonds, such Bond shall bear interest from the interest payment date to which interest has previously been paid or made available for payment on the Bonds or from the Dated Date if the first interest payment is not made. Payment of the interest on any Bond shall be paid by check mailed to such owner at such owner's address as it appears on the registration books as of the Record Date; provided, however, if any interest payment occurs on a day that banks in California and New York are closed for business, then such payment shall be made on the next succeeding day that banks in both California and New York are open for business and the New York Stock Exchange is open for business (a "Business Day"); and provided, further, that the registered owner of an aggregate principal amount of at least $1,000,000 of the Bonds may submit a written request to the Treasurer on or before a Record Date preceding an interest payment date for payment of interest by wire transfer to a commercial bank located within the continental United States.

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The Bonds of each series maturing on or before June 15, 2005 shall not be subject to redemption prior to maturity. The Bonds maturing on or after June 15, 2006 are subject to optional redemption prior to their respective stated maturities, at the option of the City, from any source of available funds, as a whole or in part on any date (with the maturities to be redeemed to be determined by the City and by lot within a maturity) on or after June 15, 2005, at the redemption prices in the following table expressed as percentages of the principal amount of Bonds called for redemption, together with accrued interest to the date of redemption:

Redemption Dates (inclusive)	Redemption Prices
June 15, 2005 to June 14, 2006	102%
June 15, 2006 to June 14, 2007	101%
June 15, 2007 and thereafter	100%

The Bonds shall be subject to mandatory redemption, by lot, in any year for which the successful bidder therefor has designated that the principal amount payable with respect to that year shall constitute a mandatory sinking fund payment as permitted by the Official Notice of Sale (as more fully described in Section 12 hereof). Any such mandatory redemptions shall be designated in the successful bid that shall be awarded by motion of the Finance Committee of the Board of Supervisors prior to the delivery of the Bonds. In lieu of any such mandatory redemption, at any time prior to the selection of the Bonds for redemption, the City may apply such amounts on deposit in the applicable Bond Fund (as defined in Section 8 hereof) to make such payment to the purchase of Bonds subject to such redemption at public or private sale, as and when and at such prices not in excess of the principal amount thereof (including brokerage and other charges), as the City may determine, plus accrued interest.

The date on which the Bonds which are called for redemption are to be presented for redemption is herein sometimes called the "redemption date."

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Notice of any redemption of Bonds shall be mailed, postage prepaid, to the respective registered owners thereof at the addresses appearing on the bond registration books not less than thirty (30) nor more than sixty (60) days prior to the redemption date. The notice of redemption shall (a) state the redemption date; (b) state the redemption price; (c) state the dates of maturity of the Bonds and, if less than all of any such maturity is called for redemption, the distinctive numbers of the Bonds of such maturity to be redeemed, and in the case of Bonds redeemed in part only, the respective portions of the principal amount thereof, to be redeemed; (d) state the CUSIP number, if any, of each Bond to be redeemed; (e) require that such Bonds be surrendered by the owners at the office of the Treasurer; and (f) give notice that interest on such Bonds will cease to accrue after the designated redemption date.

The actual receipt by the owner of any Bond of notice of such redemption shall not be a condition precedent to redemption, and failure to receive such notice, or any defect in such notice shall not affect the validity of the proceedings for the redemption of such Bonds or the cessation of accrual of interest on the redemption date.

At least five (5) days before the above notice date, notice also shall be given by (i) registered or certified mail, postage prepaid, (ii) confirmed facsimile transmission, (iii) confirmed electronic transmission or (iv) overnight delivery service, to each of the following securities depositories and information services or their successors, or such other depositories and/or information services as may hereafter be designated by the City:

Securities Depositories

(1) The Depository Trust Company
711 Stewart Avenue
Garden City, New York 11503
Facsimile transmission:
(516) 227-4039
(516) 227-4190

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(2) Midwest Securities Trust Company Capital
Structured-Call Notification
400 South LaSalle Street
Chicago, Illinois 60605
Facsimile transmission: (312) 663-2343

(3) Philadelphia Depository Trust Company
Reorganization Division
1900 Market Street
Philadelphia, Pennsylvania 19103
Facsimile transmission: (215) 596-5058

Information Services

(1) Financial Information, Inc.'s Financial
Daily Called Bond Service
30 Montgomery Street, 10th Floor
Jersey City, New Jersey 07302
Attention: Editor

(2) Interactive Data Corporation's Bond Service
22 Cortland Street
New York, New York 10007

(3) Kenny Information Service's Called Bond Service
55 Broad Street, 28th Floor
New York, New York 10004

(4) Moody's Investor's Service
5250 77 Center Drive, Suite 150
Charlotte, North Carolina 28217
Attention: Call Bond Department

(5) Standard & Poor's Called Bond Record
25 Broadway, 3rd Floor
New York, New York 10004

(6) The Bond Buyer
One State Street Plaza
New York, New York 10004
Attention: Bond Notices

The notice or notices required for redemption shall be given by the Treasurer, or any agent appointed by the City. A certificate of the Treasurer or such other appointed agent of the City that notice of redemption has been given to the owner of any Bond in accordance with this Resolution shall be conclusive against all parties.

Prior to the time the Board of Supervisors determines to optionally call and redeem any of the Series 1997A Bonds, the Treasurer shall establish a Redemption Fund to be described or known as the "General Obligation Bonds (Golden Gate Park Improvements, 1992), Series 1997A Redemption Fund" and prior to or on the redemption date there must be set aside in said Series 1997A Redemption Fund moneys available for the purpose and sufficient to redeem as provided in this Resolution, the Series 1997A Bonds designated in said notice of redemption. Said moneys must be set aside in said fund solely for the purpose and shall be applied on or after the redemption date to payment for the Series 1997A Bonds to be redeemed upon presentation and surrender of such Series 1997A Bonds, and shall be used only for that purpose. Any interest due on or prior to the redemption date shall be paid from the Series 1997A Bond Fund as provided in Section 8 hereof. If, after all of the Series 1997A Bonds have been redeemed and canceled or paid and canceled, there are moneys remaining in said Series 1997A Redemption Fund, said moneys shall be transferred to the General Fund of the City; provided, however, that if said moneys are part of the proceeds of refunding bonds, said moneys shall be transferred pursuant to the resolution authorizing such refunding bonds.

When notice of optional redemption has been given, substantially as provided herein, and when the amount necessary for the redemption of the Series 1997A Bonds called for redemption (principal and premium, if any) is set aside for that purpose in said Series 1997A Redemption Fund, as provided herein, the Series 1997A Bonds designated for redemption shall become due and payable on the date fixed for redemption thereof, and upon presentation and surrender of said Series 1997A Bonds at the place specified in the notice of redemption, such Series 1997A Bonds shall be redeemed and paid at said redemption price out of said Series 1997A Redemption Fund, no interest will accrue on such Series 1997A Bonds called for redemption after the redemption date and the registered owners of such Series 1997A Bonds shall look for payment of such Series 1997A Bonds only to said Series 1997A Redemption Fund. All Series 1997A Bonds redeemed shall be canceled forthwith by the Treasurer and shall not be reissued.

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Prior to the time the Board of Supervisors determines to optionally call and redeem any of the Series 1997B Bonds, the Treasurer shall establish a Series 1997B Redemption Fund to be described or known as the "General Obligation Bonds (School District Facilities Improvements, 1994), Series 1997B Redemption Fund" and prior to or on the redemption date there must be set aside in said Series 1997B Redemption Fund moneys available for the purpose and sufficient to redeem as provided in this Resolution, the Series 1997B Bonds designated in said notice of redemption. Said moneys must be set aside in said fund solely for the purpose and shall be applied on or after the redemption date to payment for the Series 1997B Bonds to be redeemed upon presentation and surrender of such Series 1997B Bonds, and shall be used only for that purpose. Any interest due on or prior to the redemption date shall be paid from the Series 1997B Bond Fund as provided in Section 8 hereof. If, after all of the Series 1997B Bonds have been redeemed and canceled or paid and canceled, there are moneys remaining in said Series 1997B Redemption Fund, said moneys shall be transferred to the General Fund of the City; provided, however, that if said moneys are part of the proceeds of refunding bonds, said moneys shall be transferred pursuant to the resolution authorizing such refunding bonds.

When notice of optional redemption has been given, substantially as provided herein, and when the amount necessary for the redemption of the Series 1997B Bonds called for redemption (principal and premium, if any) is set aside for that purpose in said Series 1997B Redemption Fund, as provided herein, the Series 1997B Bonds designated for redemption shall become due and payable on the date fixed for redemption thereof, and upon presentation and surrender of said Series 1997B Bonds at the place specified in the notice of redemption, such Series 1997B Bonds shall be redeemed and paid at said redemption price out of said Series 1997B Redemption Fund, no interest will accrue on such Series 1997B Bonds called for redemption after the redemption date and the registered owners of such Series 1997B Bonds shall look for payment of such Series 1997B Bonds only to said Redemption Fund. All Series 1997B Bonds redeemed shall be canceled forthwith by the Treasurer and shall not be reissued.

The City shall have the right to rescind any optional redemption by written notice to the owner of any Bond previously called for redemption prior to the redemption date. Any notice of optional redemption shall be canceled and annulled if for any reason funds are not available on the date fixed for redemption of the payment in full of the Bonds then called for redemption. Notice of recision of redemption, whether resulting from the exercise of the City's discretion or from the unavailability of sufficient funds, shall be mailed in the same manner notice of redemption was originally provided. The actual receipt by the owner of any Bond of notice of such recision shall not be a condition precedent to recision, and failure to receive such notice or any defect in such notice shall not affect the validity of the recision.

Section 8. Bond Funds. All taxes collected in connection with the issuance of the Series 1997A Bonds pursuant to the Golden Gate Park Authorizing Resolution shall be deposited forthwith in a special bond interest and sinking fund to be designated as the "General Obligation Bonds (Golden Gate Park Improvements, 1992), Series 1997A Bond Fund" (the "Series 1997A Bond Fund"). Such fund shall be kept separate and apart from all other funds.

All taxes collected in connection with the issuance of the Series 1997B Bonds pursuant to the School District Authorizing Resolution shall be deposited forthwith in a special bond interest and sinking fund to be designated as the "General Obligation Bonds (School District Facilities Improvements, 1994), Series 1997B Bond Fund" (the "Series 1997B Bond Fund"). Such fund shall be kept separate and apart from all other funds.

Section 9. Project Fund Subaccounts. All of the proceeds of the sale of the Series 1997A Bonds, excluding any premium and accrued interest received thereon, shall be deposited by the Treasurer in a subaccount created hereby (the "Series 1997A Project Fund Subaccount") of that certain project fund created by and administered pursuant to the Golden Gate Park Authorizing Resolution.

All of the proceeds of the sale of the Series 1997B Bonds, excluding any premium and accrued interest received thereon, shall be deposited by the Treasurer in a subaccount created hereby (the

"Series 1997B Project Fund Subaccount") of that certain project fund created by and administered pursuant to the School District Authorizing Resolution.

Section 10. Appointment of Depositories and Other Agents. The Treasurer is hereby authorized and directed to appoint one or more depositories as he or she may deem desirable. The City will not have any responsibility or obligation to any purchaser of a beneficial ownership interest in any Bonds or to any participants in such a depository with respect to (i) the accuracy of any records maintained by such securities depository or any participant therein; (ii) any notice that is permitted or required to be given to the owners of the Bonds under this Resolution; (iii) the selection by such securities depository or any participant therein of any person to receive payment in the event of a partial redemption of the Bonds; (iv) the payment by such securities depository or any participant therein of any amount with respect to the principal or redemption premium, if any, or interest due with respect to the Bonds; (iv) any consent given or other action taken by such securities depository as the owner of the Bonds; or (vi) any other matter.

The Treasurer is hereby also authorized and directed to appoint one or more agents as he or she may deem necessary or desirable. To the extent permitted by applicable law and under the supervision of the Treasurer, such agents may serve as paying agent, fiscal agent or registrar for the Bonds or may assist the Treasurer in performing any or all of such functions and such other duties as the Treasurer shall determine. Such agents shall serve under such terms and conditions as the Treasurer shall determine. The Treasurer may remove or replace agents appointed pursuant to this paragraph at any time.

Section 11. Defeasance Provisions. Payment of all or any portion of the Bonds may be provided for prior to maturity by irrevocably depositing with the Treasurer (or any commercial bank or trust company designated by the Treasurer to act as escrow agent with respect thereto)

(a) An amount of cash equal to the principal amount of all of such Bonds or portion thereof, and all unpaid interest thereon to maturity, except that in the case of Bonds

which are to be redeemed prior to maturity and in respect of which notice of such redemption shall have been given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City, the amount to be deposited shall be the principal amount thereof, all unpaid interest thereon to the redemption date, and any premium due on such redemption date; or

(b) Defeasance Securities (as herein defined) not subject to call, maturing and paying interest at such times and in such amounts, together with cash, if required, as will, without reinvestment, as certified by an independent certified public accountant, be fully sufficient to pay the principal and all unpaid interest to maturity, or to the redemption date, as the case may be, and any premium due, on the Bonds to be paid or redeemed, as such principal and interest come due; provided, that, in the case of the Bonds which are to be redeemed prior to maturity, notice of such redemption shall be given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City;

then, all obligations of the City with respect to said outstanding Bonds shall cease and terminate, except only the obligation of the City to pay or cause to be paid from the funds deposited pursuant to paragraphs (a) or (b) of this Section 11, to the owners of said Bonds all sums due with respect thereto; provided, that the City shall have received an opinion of nationally recognized bond counsel, that provision for the payment of said Bonds has been made in accordance with this Section 11.

For purpose of this Section 11, "Defeasance Securities" shall mean any of the following which at the time are legal investments under the laws of the State of California for the moneys proposed to be invested therein.

(1) United States Obligations (as herein defined); and

(2) Pre-refunded fixed interest rate municipal obligations meeting the following conditions: (a) the municipal obligations are not subject to redemption prior to maturity, or the trustee has been given irrevocable instructions concerning their calling and redemption and the

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issuer has covenanted not to redeem such obligations other than as set forth in such instructions; (b) the municipal obligations are secured by cash and/or United States Obligations; (c) the principal of and interest on the United States Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the municipal obligations; (d) the United States Obligations serving as security for the municipal obligations are held by an escrow agent or trustee; (e) the United States Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and (f) the municipal obligations are rated "AAA" by S&P and "Aaa" by Moody's.

For purposes of this Section 11, "United States Obligations" shall mean direct and general obligations of the United States of America, or obligations that are unconditionally guaranteed as to principal and interest by the United States of America, including without limitation, the interest component of Resolution Funding Corporation (REFCORP) bonds which have been stripped by request to the Federal Reserve Bank of New York in book-entry form.

Section 12. Official Notice of Sale. The form of proposed Official Notice of Sale inviting bids for the Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-3 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Official Notice of Sale inviting bids for the Bonds with such changes, additions and completions as may be made in accordance with Section 18 hereof. The Clerk of the Board of Supervisors is hereby authorized and directed to cause the Official Notice of Sale to be published once, no later than five (5) days before the initial sale date of the Bonds as designated by the Director of Public Finance of the City (the "Director of Public Finance"), and thereafter as may be necessary or desirable, in a newspaper published and circulated in the City or such other newspaper as the City may designate.

The Director of Public Finance is hereby authorized and directed to determine a date for the sale of the Bonds, and the Finance Committee of the Board of Supervisors is hereby authorized to

award the Bonds to the bidder whose bid represents the lowest true interest cost to the City, all in accordance with the procedures described in the Notice of Sale. Sealed proposals shall be received by the Clerk of the Board of Supervisors on the sale date designated by the Director of Public Finance. The Director of Public Finance is hereby authorized and directed to cause to be mailed to prospective bidders for the Bonds copies of said Official Notice of Sale, subject to such corrections, revisions or additions as may be acceptable to the Director of Public Finance.

Section 13. Publication of Notice of Intention to Sell Bonds. The form of proposed Notice of Intention to Sell Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-3 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Notice of Intention to Sell Bonds, and the Clerk of the Board of Supervisors is hereby authorized and directed to cause said Notice of Intention to Sell Bonds, subject to such corrections, revisions or additions as may be made in accordance with Section 18 hereof, to be published once at least fifteen (15) days before the date of sale in The Bond Buyer, or a financial publication generally circulated throughout the State of California.

Section 14. Receipt of Bids. This Board of Supervisors hereby authorizes the receipt of bids for the purchase of not to exceed $26,000,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (Golden Gate Park Improvements, 1992), Series 1997A," and not to exceed $22,050,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (School District Facilities Improvements, 1994), Series 1997B" on the date determined in accordance with the Official Notice of Sale herein referenced, at 10:00 a.m., by the Clerk of the Board of Supervisors, 401 Van Ness Avenue, San Francisco, California 94102.

Section 15. Official Statement. The form of proposed Official Statement describing the Bonds (the "Official Statement") (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-3 and which is hereby declared to be a part of this Resolution as if fully set forth

herein) submitted to the Board of Supervisors is hereby approved and adopted as the Official Statement describing the Bonds, with such additions, corrections and revisions as may be determined to be necessary or desirable made in accordance with Section 18 hereof. The Controller of the City (the "Controller") is hereby authorized to cause the distribution of a Preliminary Official Statement deemed final for purposes of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended, and to sign a certificate to that effect. The Controller is further hereby authorized and directed to sign the final Official Statement. The Director of Public Finance is hereby authorized and directed to cause to be printed and mailed to prospective bidders for the Bonds copies of the Official Statement in substantially the form of the Preliminary Official Statement approved and adopted hereby, as supplemented, corrected or revised.

Section 16. Tax Covenant. (a) The City hereby covenants that the City will not make any use of the proceeds of the Bonds or any other funds of the City which would cause the Bonds to be: (i) "arbitrage bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 148 of the Internal Revenue Code of 1986, as amended (herein called the "Code"); (ii) "private activity bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 141(a) of the Code; or, (iii) obligations the interest on which will be subject to inclusion in gross income for purposes of federal income taxation because they are "federally guaranteed" as provided in Section 149(b) of the Code; and to that end the City, with respect to the proceeds of the Bonds, will comply with all requirements of such sections of the Code and all regulations of the United States Department of Treasury issued thereunder to the extent that such requirements are, at the time, applicable and in effect, and will comply with the provisions of the Tax and Non-Arbitrage Certificate to be entered into by the City, dated the date of issuance of the Bonds, as originally executed and as it may be amended from time to time (herein called the "Tax Certificate").

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(b) In furtherance of the covenants of the City set forth above, this Board of Supervisors will cause the Controller and the Treasurer and all other appropriate City officials to comply with the Tax Certificate.

Section 17. Continuing Disclosure Certificate. The form of Continuing Disclosure Certificate required pursuant to Securities and Exchange Commission Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-3 and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved and adopted as the Continuing Disclosure Certificate, with such additions, corrections and revisions as may be determined to be necessary or desirable made in accordance with Section 18 hereof. The Controller is hereby authorized and directed to enter into the Continuing Disclosure Certificate on behalf of the City.

Section 18. Modification to Documents. Any City official authorized by this Resolution to execute any document is hereby further authorized, in consultation with the City Attorney, to approve and make such changes, additions, amendments or modifications to the document or documents such official is authorized to execute as may be necessary or advisable (provided that such changes, additions, amendments or modifications shall not authorize an aggregate principal amount of Series 1997A Bonds in excess of $26,000,000 or Series 1997B Bonds in excess of $22,050,000. The approval of any change, addition, amendment or modification to any of the aforementioned documents shall be evidenced conclusively by the execution and delivery of the document in question.

Section 19. Ratification. All actions heretofore taken by officials, employees and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified.

Section 20. Relationship to Authorizing Resolutions. In the event of any conflict between this Resolution and the applicable Authorizing Resolution, the terms of this Resolution shall control.

///

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JUN 17 1997
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Section 21. General Authority. The Clerk of the Board of Supervisors, the Finance Committee of the Board of Supervisors, the Treasurer, the Director of Public Finance, the City Attorney and the Controller are each hereby authorized and directed in the name and on behalf of the City to take any and all steps and to issue and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, including but not limited to letters of representations to any depository or depositories which they or any of them might deem necessary or appropriate in order to consummate the lawful issuance, sale and delivery of the Bonds.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 170-97-3

MAY 30 1997
Date Approved

_____
Mayor

FILE NO. 190-97-10 RESOLUTION NO. 524-97

[Parking - Noe Valley Commercial District]

URGING THE DEPARTMENT OF PARKING AND TRAFFIC TO CREATE ADDITIONAL PARKING IN THE NOE VALLEY COMMERCIAL DISTRICT.

WHEREAS, Noe Valley is one of San Francisco's delightful neighborhood shopping and eating destinations, attracting locals and non-locals alike; and,

WHEREAS, part of Noe Valley's charm is its sunshine, intimate scale, and eclectic shopping and eating possibilities; and,

WHEREAS, the popularity of the Noe Valley Commercial District as a shopping and eating destination has also created parking problems;

WHEREAS, Noe Valley is one of many of San Francisco's residential and commercial neighborhoods that has taken the appropriate actions to provide greater accessibility to persons with disabilities, in compliance with Federal mandate;

WHEREAS, in so improving access, some parking was eliminated, creating more traffic congestion and shopping frustration;

WHEREAS, research by the Department of Parking and Traffic has declared it possible to create additional diagonal parking spaces in the Noe Valley Commercial District;

WHEREAS, in the interest of fostering a continued economic vitality in Noe Valley, it makes good sense to address the parking issue; now, therefore, be it

RESOLVED, That by this Resolution, the Board of Supervisors does hereby urge the Department of Parking and Traffic to implement the

creation of additional parking spaces in the Noe Valley Commercial District.

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Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng
Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
190-97-10

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 193-97-6 RESOLUTION NO. 525-97

[Improve Recreation and Park Programs, Services and Facilities]

URGING THE RECREATION AND PARK DEPARTMENT TO IMPROVE SERVICES BY ESTABLISHING A MINIMUM LEVEL OF SERVICE AT EACH FACILITY THAT IS CULTURALLY SENSITIVE AND LINGUISTICALLY PROFICIENT; TO ESTABLISH A COMMUNITY ADVISORY COMMITTEE AT EACH FACILITY TO IMPROVE COMMUNICATION BETWEEN THE PUBLIC AND THE STAFF; AND TO ESTABLISH MULTI-SERVICE CENTERS THAT COLLABORATE WITH SAN FRANCISCO UNIFIED SCHOOL DISTRICT, CITY DEPARTMENTS, LOCAL BUSINESS AND THE COMMUNITY; TO ESTABLISH A CENTRAL INFORMATION REFERRAL OFFICE TO ENSURE PROGRAM INFORMATION REACHES EVERY CHILD AND FAMILY; AND TO EXPAND THE LATCH KEY AND WORKREATION PROGRAMS TO REDUCE YOUTHS' UNPRODUCTIVE TIME; AND TO FULLY COMPLY WITH THE AMERICANS WITH DISABILITIES ACT.

WHEREAS, The mission of the Recreation and Park Department is to enrich the quality of life in San Francisco by fostering positive social change through programs and services that enhance self esteem, strengthen family values, reduce crime and violence, provide educational opportunities, while serving as a catalyst for civic improvement; and

WHEREAS, Along with schools and libraries, the parks and recreation centers are critical components to the youth's development; and

WHEREAS, Current Recreation and Park Department's services are inconsistent throughout the city because of the lack of resources and staff training; and

WHEREAS, Multi-service centers, such as Beacon School programs, are the best approaches to utilize the scarce resources for youth development; and

[Supervisors Teng, Medina, Yee], Bierman, Leal

WHEREAS, Community involvement and input will enhance and strengthen the neighborhoods of San Francisco; and

WHEREAS, The implementation of Welfare Reform will increase the need for child care in San Francisco and the Recreation and Park Department's Latch Key Program is already filled to capacity with waiting lists at many sites; and

WHEREAS, A survey of 6,000 youth indicate that 12% of the youth have jobs and 88% want jobs, and applications far exceed the available slots in the Department's Workreation program; and

WHEREAS, The Recreation and Park Department has not fully implemented their plan for facility modifications consistent with the Americans with Disabilities Act; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to improve services by establishing a minimum level of service at each facility that is culturally sensitive and linguistically proficient; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to establish a Community Advisory Committee at each facility to improve communication between the public and the staff; and be it

[Supervisors Teng, Medina, Yee]

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FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to establish multi-service centers that collaborate with San Francisco Unified School District, City Departments, local business and the community; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to establish a central information referral office to ensure program information reach every child and family; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to expend the Latch Key and Workreation programs to reduce youth's unproductive time; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Recreation and Park Department to fully comply with the American with Disabilities Act.

[Supervisors Teng, Medina, Yee]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 193-97-6

MAY 30 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 215-97-5 RESOLUTION NO. 526-97

[San Francisco Youth Empowerment Conference]

ENDORSING THE SAN FRANCISCO YOUTH EMPOWERMENT CONFERENCE AND SUPPORTING A "YOUTH EMPOWERMENT AGENDA" WHICH WILL PROVIDE THE YOUTH OF SAN FRANCISO WITH OPPORTUNITIES TO TAKE LEADERSHIP IN THEIR COMMUNITIES AND IN CITY GOVERNMENT.

WHEREAS, the youth of San Francisco have called for more opportunities to get involved and take leadership in their communities and in city government; and,

WHEREAS, one of the guiding principles of last October's Children and Youth Summit, endorsed by both the Mayor and the Board of Supervisors, was to "ensure appropriate youth involvement and leadership in all aspects of planning, implementing, and evaluating progress;"; and,

WHEREAS, the Youth Commission and the Mayor's Office are co-sponsoring the San Francisco Youth Empowerment Conference on May 31, 1997; and,

WHEREAS, the "Youth Empowerment Agenda" to be unveiled at the Conference will promote youth involvement and leadership activities such as:

"Youth on Government Boards," enabling young people to get involved in government planning and decision-making by participating on City commissions and planning and advisory committees;

"Government Internships for Youth," offering youth the opportunity to develop job skills and explore career options while interning in government agencies;

"Youth Initiated Projects," providing youth with the opportunity to develop their own solutions in their community and to receive funding to implement these solutions;

The "Youth Line," a call in telephone service, enabling young people to access critical information from their peers about services and resources in their community;;

"Neighborhood Youth Councils," enabling youth from each community to identify and address the issues specific to their neighborhood;

"Youth Entrepreneurship," enabling young people to gain critical business skills and to explore career possibilities;

"Peer to Peer Education," enabling youth leaders to reach out to and educate other youth in need of information and services on issues such as alcohol/drug and conflict resolution;

"Youth Service or Volunteerism," allowing young people to appreciate and give back to their communities;

A "Youth Space or Block," giving youth a geographic city block of their own to access a range of services and employment opportunities;

"Youth Representation on the Mayor's Five-Year Children and Youth Advisory Group," ensuring that youth voices help develop the new policies for children and youth;

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"Youth Review of the Children's Services Plan and it's Funding Allocations," ensuring that the clients of these services are able to comment on the programs aimed to serve them;

WHEREAS, These youth empowerment activities constitute an agenda which will significantly enhance the opportunities for young people to take leadership in their communities and in City Government; and,

WHEREAS, The City and County of San Francisco, community leaders, service providers, schools, parents, and youth must support youth empowerment opportunities; now, therefore, be it

RESOLVED, That The City and County of San Francisco endorses the San Francisco Youth Empowerment Conference on May 31st, 1997; and be it

FURTHER RESOLVED, That the City and County of San Francisco will support the "Youth Empowerment Agenda" and will work with the Youth Commission and other youth advocates to promote these opportunities for youth to take leadership in their own lives and communities.

**SUPERVISORS
NEWSOM, BROWN, AMMIANO, BIERMAN, KATZ, KAUFMAN, LEAL, MEDINA, TENG, YAKI, YEE**

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 215-97-5

MAY 30 1997
Date Approved

Mayor

FILE NO. 223-97-11 RESOLUTION NO. 527-97

[Liquor License/98 Broad Street]
OPPOSING THE REQUEST FOR THE TRANSFER OF A TYPE 21 OFF-SALE GENERAL ALCOHOLIC BEVERAGE LICENSE FOR ROY ADAMS FROM 105 BROAD STREETTO 98 BROAD STREET, AND DETERMINING THAT IT WILL NOT SERVE THE PUBLIC CONVENIENCE AND NECESSITY OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Roy Adams is seeking the transfer of an Type 21 off-sale general alcoholic beverage license from 105 Broad Street to 98 Broad Street; and

WHEREAS, At the Housing and Neighborhood Services Committee meetings of May 1, 1997, and May 15, 1997 residents of the area testified against the transfer of a liquor license at this location; and

WHEREAS, The Police Department reports the area has a high crime rate; now, therefore, be it

RESOLVED, That the Board of Supervisors opposes the transfer of a Type 21 off-sale general alcoholic beverage license to Roy Adams from 105 Broad Street to 98 Broad Street, and determines that it will not serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; and be it

FURTHER RESOLVED, That the Board of Supervisors respectfully requests that the Department of Alcoholic Beverage Control deny this application.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 223-97-11

MAY 30 1997
Date Approved

Mayor

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FILE NO. 223-97-13 RESOLUTION NO. 528-97

[Liquor License/1317 – 9th Avenue]
DETERMINING THAT THE TRANSFER OF A TYPE 21 OFF-SALE GENERAL ALCOHOLIC BEVERAGE LICENSE TO BASIM DUDUM AND ADIB DUDUM FOR "ORIGINAL CARLOS LIQUORS" PREVIOUSLY LOCATED AT 821 IRVING STREET TO 1317 – 9TH AVENUE, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Basim Dudum and Adib Dudum are seeking the transfer of a Type 21 off-sale general alcoholic beverage license for "Original Carlos Liquors" previously located at 821 Irving Street to 1317 – 9th Avenue; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that transfer of a Type 21 off-sale general alcoholic beverage license to Basim Dudum and Adib Dudum for "Original Carlos Liquors" previously located at 821 Irving Street to 1317 – 9th Avenue, will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco May 27, 1997

Ayes: Supervisors Ammiano Bierman Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Brown Katz Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-97-13

MAY 30 1997
Date Approved

Mayor

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FILE NO. 92-97-10 RESOLUTION NO. 529-97

[Appointments to Treasury Oversight Committee]

APPOINTING MEMBERS TO THE COUNTY TREASURY OVERSIGHT COMMITTEE

WHEREAS, The Board of Supervisors formed a Treasury Oversight Committee in Ordinance No. 125-97; and,

WHEREAS, That Ordinance requires the Board of Supervisors to select five members from nominations made by the County Treasurer; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated people, nominated by the Treasurer, to serve as members of the Treasury Oversight Committee, pursuant to the provisions of the Government Code Section 27131 and the San Francisco Administrative Code Sections 10.79-4 through 10.79-8.

Supervisor Susan Leal, appointee of the Board of Supervisors, for a four-year term ending June 5, 2001.

Edward Harrington, County Controller, for a four-year term ending June 5, 2001.

William Coleman, designee of the County Superintendent of Schools, for a four-year term ending June 5, 2001.

Leo Fermin, Member of the Public, for a four-year term ending June 5, 2001.

Richard A. Sullivan, Tax Collector, as a Member of the Public, for a four-year term ending June 5, 2001.

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
92-97-10

JUN - 5 1997

Date Approved

Mayor

FILE NO. 51-96-4.2

RESOLUTION NO. 530-97

RO#96324

(REIMBURSEMENT TO EMPLOYEES)

AUTHORIZING REIMBURSEMENT FOR COST OF PERSONAL PROPERTY OF CITY AND COUNTY EMPLOYEES DAMAGED/STOLEN IN THE LINE OF DUTY.

RESOLVED, That the Controller be and he is hereby authorized and directed to draw warrants in the name and for the amount specified in the list dated May 27, 1997, consisting of one claim in the aggregate amount of $380.00 which list is on file in the office of the Clerk of the Board of Supervisors in File No. 051-96-004.2, and is incorporated herein and made a part hereof in reimbursement for the cost of personal property of City and County employees damaged or stolen in the line of duty and without fault on the part of the employee.

Funds Available:

Edward Harrington
Controller

Employ Res	5H-AAA-AAA	HGH1PMH40091	000000	05311	380 00
	TOTAL				$ 380 00

BOARD OF SUPERVISORS

REIMBURSEMENT FOR DAMAGED OR STOLEN
PERSONAL PROPERTY OF CITY EMPLOYEES

Date May 27, 1997
File No 051-96-004 2

Department Claimant	Amount Claimed	Controller's Recommended	Comments
SFGH			
Raymond Basco	380 00	380 00	Approve Eyeware damaged during assault on employee
	380 00	380 00	
Claim Withdrawn by Department			
SFGH			
Tyrone Yip	90 00		Damaged Watch.

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JUN 26 1997

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
51-96-4.2

JUN - 6 1997
Date Approved

Mayor

FILE NO. 92-96-45.2 RESOLUTION NO. 531-97

[Appointments]
APPOINTING MEMBER TO THE AIRPORT NOISE COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Airport Noise Committee, pursuant to the provisions of Resolution No. 580-87, for the term specified:

Marie Cram (Seat 20511 - nominee of Supervisor Ammiano), vice Daniel Liberthson, term expired September 30, 1996, for a new three-year term ending September 30 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-96-45.2

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT
JUN 26 1997
SAN FRANCISCO

FILE NO. 4-97-25 RESOLUTION NO. 532-97

[Resolution]

PROCLAIMING JUNE 1997 "RESOUCES FOR YOUTH" MONTH

WHEREAS, Violence has become a major public health issue disproportionately affecting youth, and directly affecting the physical and emotional health of the people, and particularly the youth, of San Francisco; and

WHEREAS, A 1997 Fairbanks, Maslin, Maullin & Associates survey of San Francisco voters found that voters overwhelmingly believe that there is no age beyond which a youth who has gotten involved in violence and crime cannot still be helped, and prefer an emphasis on prevention of youth crime and violence over prison building; and

WHEREAS, The California Wellness Foundation, the League of California Cities, The League of Women Voters of California, the California Police Chiefs Association, Chief Probation Officers of California and the California State PTA sponsored a statewide videoconference to discuss strategies for youth violence prevention; and

WHEREAS, Numerous community-based organizations and institutions, as well as youth of our community, participated in the April 9, 1997 "Resources for Youth" community meeting, which immediately followed the statewide videoconference, that provided an honest dialogue on youth violence prevention, and the need for more resources to address the problems leading to violence perpetrated by and against youth; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the efforts of those taking a leadership role in communicating the facts about youth violence in our community and the need for increased resources for community-based prevention efforts; and be it

FURTHER RESOLVED, That the Board of Supervisors proclaims June 1997 as "Resources for Youth" month.

SUPERVISOR YEE, Bierman

Supervisors Yee, Bierman, Brown, Katz

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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JUN 26 1997
SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
4-97-25

JUN - 6 1997
Date Approved

Mayor

FILE NO. 4-97-26 RESOLUTION NO. 533-97

[COMMENDATION]

RECOGNIZING THREE PLUS DECADES OF BEING STRONG ENOUGH TO CARE AND PROCLAIMING MAY 30, 1997 as "JEANETTE KIM DAY".

WHEREAS, Jeanette Kim has taught in the San Francisco Unified School District for 37 years and the last 28 years have been at Francisco Middle School; and

WHEREAS, Mrs. Kim is sincerely interested in teaching students and working with staff in regard to teaching, while exhibiting highly energetic enthusiasm for whatever tasks she has been assigned; and

WHEREAS, Mrs. Kim is respected by both her colleagues and students because of her high expectations, and every student participates because the activities are fun, enjoyable, and the students do not want to be left behind; and

WHEREAS, Mrs. Kim's philosophy of "you won't fail if you try" has challenged her students, and has kept her quite busy at Francisco with sponsoring the Sewing and Craft after school clubs, the school district in the capacity of serving as a member of the Middle School Task Force, Family Life / Homemaking District Committee, and as a Mentor Teacher; and

WHEREAS, Mrs. Kim has also contributed much time and effort to the Chinese community with the Board of Directors of the YMCA , Chinese Historical Society of America, Association of Chinese Cooking Teachers, and as a founding member of The Association of Chinese Teachers; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco extends its highest commendation to Jeanette Kim, in recognition of the contributions she has made to the educational and Chinese community in the City and County of San Francisco, and be it

FURTHER RESOLVED, That May 30, 1997 be recognized as "Jeanette Kim Day" for her continued efforts of challenging those that she touches.

SUPERVISORS YEE, Bierman, Kaz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 4-97-26

JUN - 6 1997
Date Approved

Mayor

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JUN 26 1997

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FILE NO. 6-97-103 RESOLUTION NO. 534-97

[Commendation]

COMMENDING JIM DELFINO FOR HIS OUTSTANDING WORK AT THE SAN FRANCISCO RECREATION AND PARK DEPARTMENT AS AN AREA SUPERVISOR IN THE TURF MANAGEMENT DIVISION.

WHEREAS, Jim Delfino, a veteran of 32 years, has supervised the Turf Management Division since it's inception in 1983; and,

WHEREAS, Under the Turf Management Division, a rich diversity of activities is manage: The City-wide mowing crews, from the fifteen foot wide swath of the tractor mowers on the Marina Green and the great meadows in the Park to the agile footwork of Mobile 1, hand mowing the slopes of Alta Plaza; the city's only rodent control technician; the crew that prepares the cabins at Camp Mather; the groundskeepers at Kezar Stadium and 3 Com park; and finally the athletic fields renovation crews; and,

WHEREAS, Jim Delfino is pushing the technological edge in sports turf management; now, therefore; and,

WHEREAS, The recent complete renovation of the Golden Gate Park Polo Field , in the face of constant accusation and confrontation, symbolizes the qualities for which the Board of Supervisors is recognizing him today; and be it

RESOLVED, That the Clerk of the San Francisco Board of Supervisors convey a copy of this resolution to Jim Delfino thanking him for his dedicated work as an Area Supervisor in the Turf Management Division of the San Francisco Recreation and Park Department.

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-103

JUN - 6 1997
Date Approved

Mayor

FILE NO. 6-97-104 RESOLUTION NO. 535-97

[Commending Chancellor Chang-Lin Tien]

COMMENDING UNIVERSITY OF CALIFORNIA BERKELEY CHANCELLOR CHANG-LIN TIEN ON HIS DISTINGUISHED LIFE-TIME ACHIEVEMENTS AND DECLARING JUNE 30, 1997 AS "CHANCELLOR CHANG-LIN TIEN DAY" IN SAN FRANCISCO.

WHEREAS, In July of 1990, Chang-Lin Tien became the seventh Chancellor of the University of California, Berkeley, the first Chinese American to head a major university in the United States; and

WHEREAS, In 1959 Chancellor Tien joined the mechanical engineering faculty at the University of California, Berkeley, and currently holds the professorial title of A. Martin Berlin Chair in Mechanical Engineering; and

WHEREAS, From 1983 to 1985, Chancellor Tien was Vice Chancellor - Research at the University of California, Berkeley; and

WHEREAS, Chancellor Tien has achieved a remarkably distinguished record as a scientist and educator, and is internationally recognized for his work in heat transfer technology; and

WHEREAS, Chancellor Tien has received many honors, including the Max Jakob Memorial Award, the highest international honor in the field of heat transfer; and

[Supervisor Teng], Yaki, Bierman, Leal, Brown, Katz

BOARD OF SUPERVISORS

WHEREAS, Chancellor Tien has been a member of the National Academy of Engineering since 1976 and was elected in 1991 as a Fellow of the American Academy of Arts and Sciences, and

WHEREAS, Chancellor Tien in 1962 became the youngest professor (at age 26) ever to win U.C. Berkeley's prestigious Distinguished Teaching Award; and

WHEREAS, Chancellor Tien is deeply committed to maintaining excellence and to broadening the democratic reach of education to all groups; and

WHEREAS, Chancellor Tien has vigorously pursues the goals of enhancing communications between East and West and promoting the American values of democracy and freedom across the world; and

WHEREAS, Chancellor Tien has been an active member of the Pacific Council on International Policy, the U.S. Committee for Economic Development, and the Council on Foreign Relation; and

WHEREAS, Chancellor Tien was born in Wuhan, China, and educated in Shanghai and Taiwan, completed his undergraduate education at National Taiwan University, earned a master's degree at the University of Louisville and earned a second master's and a Ph.D. degree at Princeton University; and

[Supervisor Teng]

BOARD OF SUPERVISORS

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JUN 26 1997

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WHEREAS, Chancellor Tien currently serves on the Boards of Asia Foundation, Wells Fargo Bank, and Raychem Corporation; and

WHEREAS, Chancellor Tien's professional work involved mostly in energy, environment, and high-tech areas, he has authored one book, edited twelve volumes, and published more than 300 research journal and monograph articles and has been an editor of three international journals; and

WHEREAS, Chancellor Tien, as an advisor and consultant for thirty years, has interacted actively with industry and government of many energy and high-tech issues and has guided more that 60 students to doctorate degrees; and

WHEREAS, Chancellor Tien is a role model for all Americans dedicated to excellence through diversity; and

WHEREAS, Chancellor Tien will retire from his position as Chancellor on June 30, 1997; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends University of California Berkeley Chancellor Chang-Lin Tien on his distinguished life-time achievements; and be it

Further resolved, That the Board of Supervisors of the City and County of San Francisco hereby extends its deepest appreciation and declares June 30, 1997 as "Chancellor Chang-Lin Tien Day" in San Francisco.

[Supervisor Teng]

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-104

JUN - 6 1997

Date Approved

Mayor

FILE NO. 6-97-105 RESOLUTION NO. 536-97

[Dr. Elizabeth S. McClintock]

COMMENDING DR. ELIZABETH S. MC. CLINTOCK FOR RECEIVING THE 1997 EMILY PRETTYMAN LOWELL AWARD FOR HER OUTSTANDING CONTRIBUTIONS TO THE SAN FRANCSICO URBAN FOREST.

WHEREAS, Dr. Elizabeth S. Mc.Clintock has been a leader in fighting for San Francisco's urban forest for over 50 years; and

WHEREAS, Dr. S. McClintock has contributed to the founding of the Strybing Arboretum Society, the saving of the Panhandle from potential use as a freeway, the preservation of trees in Golden Gate Park, the conservation of dun tansy at Ocean Beach, and the protection of rare and endangered plants on nearby San Bruno Mountain from development; and

WHEREAS, Dr. McClintock is internationally known as a distinguished botanist and scientific authority on the plant life of the Bay Area, serving as assistant editor of the journal Pacific Horticulture for over 40 years, with numerous publications and scientific papers to her credit; and

WHEREAS, Dr. McClintock was one of the principal founders of the San Francisco Treee Advisory Board and continues to serve as an active member of the Board until the present time, with ongoing service as an expert in species selection for San Francisco trees and plants; and

WHEREAS, Dr. McClintock has been an inspiration to many women scientists during an era when women faced many obstacles to deserved appreciation and advancement; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the life-long work of Dr. Elizabeth McClintock to promote San Francisco's environment and commends her for receiving the 1997 Emily Prettyman Lowell Award for Outstanding Contributions to the San Francsico Urban Forest.

Supervisors Yaki, Leal, Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-105

JUN - 6 1997

Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 6-97-106 RESOLUTION NO. 537-97

[Proclamation]

RECOGNIZING THE COURAGE AND INTEGRITY OF FAITH FANCHER

WHEREAS, Breast cancer is a national epidemic affecting the lives of both men and women; and

WHEREAS, 184,000 Americans were diagnosed with breast cancer this year; and

WHEREAS, In the state of California, 19,834 women were diagnosed with breast cancer this year; and

WHEREAS, Of that 19,834 women, 15,585 were caucasian and 4,249 were women of color; and

WHEREAS, Early detection is critical to the effective treatment of breast cancer and;

WHEREAS, Mammograms, breast self-examination and annual clinical examinations are therefore necessary towards ensuring breast cancer survival; and

WHEREAS, That Faith Fancher's selfless act of sharing her experience will help other women to seek breast cancer prevention and participate in early detection practices; Now, therefore be it

RESOLVED, That the City and County of San Francisco recognizes Faith Fancher for her personal courage in confronting breast cancer and for sharing her experience with all Californians serving as a role model for promoting awareness of this disease and emphasizing the importance of early detection.

Supervisors Katz, Brown, Newsom, Teng, Kaufman, Bierman

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-106

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 6-97-107 RESOLUTION NO. 536-97

[Commander Alfred B. Elkins]

COMMENDING COMMANDER ALFRED B. ELKINS FOR HIS REMARKABLE CONTRIBUTION TO THE CITY AND COUNTY OF SAN FRANCISCO IN THE TRANSITION OF HUNTERS POINT NAVAL SHIPYARD AND TREASURE ISLAND, AND DECLARING JUNE 5, 1997 COMMANDER ALFRED B. ELKINS' DAY IN SAN FRANCISCO.

WHEREAS, US Navy Commander, Alfred B. Elkins, has been the highest ranking representative for the Department of Defense in the Bay Area for the past four years; and

WHEREAS, Commander Elkins has been the driving force behind Visy Paper and Foxconn projects for the Hunters Point Naval Shipyard; and

WHEREAS, As the originator of the Community Management Cleanup Program, Commander Elkins has been instrumental in expediting the cleanup of Superfund sites for economic development and job creation purposes; and

WHEREAS, Commander Alfred B. Elkins has been soley instrumental in ensuring the cooperation by the Navy with the San Francisco Film and Video Art Commission to bring motion picture production to Treasure Island; and

WHEREAS, On March 17, 1997 Commander Alfred B. Elkins received an order to transfer to Yokosuka, Japan; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Commander Alfred B. Elkins for his remarkable contribution to the City and County of San Francisco in the transition of Hunters Point Naval Shipyard and Treasure Island; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares June 5, 1997 Alfred B. Elkins' Day in San Francisco.

BOARD OF SUPERVISORS

Supervisor Yaki

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 6-97-107

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO

FILE NO. 6-97-108 RESOLUTION NO. 537-97

[Father Peter Sammon]

COMMENDING FATHER PETER SAMMON ON THE 50TH ANNIVERSARY OF HIS ORDINATION FOR HIS MANY CONTRIBUTIONS IN PROMOTING KINDNESS AND CARING TO THE CITIZENS OF SAN FRANCISCO.

WHEREAS, June 8, 1997 will celebrate the 50th Anniversary of Father Peter Sammon's Ordination as a Catholic Priest; and

WHEREAS, Father Peter Sammon, through his work as Pastor of St. Teresa's Church, has enriched the lives of many San Franciscans; and

WHEREAS, As a past member of the Human Rights Commission of the City and County of San Francisco, Father Peter Sammon worked to promote economic and social justice among the disenfranchised and poor of San Francsico; and

WHEREAS, As founding member of San Francsico Sanctuary Covenant, Father Peter Sammon has consistently practiced the gospel of peace in providing shelter to refugees fleeing war-torn Central Amercia in the 1980's; and

WHEREAS, Father Peter Sammon was Chaplain of the Newman Center at San Francisco State from 1964 to 1970; and

WHEREAS, Father Peter Sammon was the Director of Family Life for the Archdiocese of San Francisco from 1959 to 1984; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Father Peter Sammon on the 50th Anniversary of his Ordination for his many contributions in promoting kindness and caring to the citizens of San Francisco.

Supervisor Yaki

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
6-97-108

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

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FILE NO. 6-97-109 RESOLUTION NO. 540-97

[Commend Youth Credit Union Program]

COMMENDING THE YOUTH CREDIT UNION ON THE OCCASION OF ITS GRAND OPENING AND PROCLAIMING JUNE, 7, 1997 AS "YOUTH CREDIT UNION" DAY.

WHEREAS, In August 1996, the Mission Area Federal Credit Union (MAFCU), through an effective outreach effort, formed a core group of young people to plan a youth-run credit union; and,

WHEREAS, MAFCU with the assistance of Mission Economic Development Association (MEDA), and other adults, mentored a group of as many as 70 young people ages seven to seventeen to adopt and teach sound financial management practices; and

WHEREAS, The Youth Credit Union planning process demonstrated the young people's outstanding initiative, which will be critical to the success of future generations of civic leaders; and,

WHEREAS, The Youth Credit Union plan forecasted operational procedures, appointments of directors and staff, and recruitment of members for a federally insured depository of savings by young people from the Mission and the South of Market neighborhoods; and,

WHEREAS, Youth Credit Union programs have been successfully initiated by community development credit unions throughout the country as part of an enduring commitment to improving the quality of life in their communities; now, therefore be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends the Youth Credit Union on the occasion of its Grand Opening, and salutes the Youth

Supervisors Medina, Katz, Teng, Bierman

BOARD OF SUPERVISORS

Planners and their elected Management and Board, as they embark on the operational phase of the Youth Credit Union; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby proclaim June 7, 1997 as Youth Credit Union Day in the City and County of San Francisco.

Supervisor José Medina, Katz, Teng

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-109

JUN - 6 1997
Date Approved

Mayor

FILE NO. 13-97-22 RESOLUTION NO. 541-97

[Congratulating the State of Maine]
DECLARING SUPPORT FOR THE STATE OF MAINE FOR PASSING A BILL OUTLAWING DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION WITH REGARDS TO EMPLOYMENT, CREDIT, HOUSING AND PUBLIC ACCOMMODATIONS.

WHEREAS, In 1977, the State of Maine first introduced legislation that would outlaw discrimination on the basis of sexual orientation. That bill failed in 1977. The Senate tried to introduce similar legislation in the 2 decades that followed, only to be met by defeat; and

WHEREAS, Finally in 1997, on the tenth try, the State of Maine became the eleventh state out of fifty, to pass a bill outlawing discrimination on the basis of sexual orientation with regards to employment, credit, housing; and public accommodations; and

WHEREAS, This is a victory for all fifty states, who stand in witness to Independent Governor Angus King who gets the honor of signing it into law; and therefore be it

RESOLVED, That the San Francisco Board of Supervisors do hereby declare support for the state of Maine for passing a bill outlawing discrimination on the basis of sexual orientation with regards to employment, credit, housing and public accommodations.

Supervisor Tom Ammiano, Bierman, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 13-97-22

JUN - 6 1997
Date Approved

Mayor

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FILE NO. 25-97-4 As amended in Board 6/2/97 RESOLUTION NO. 542-97

APPROVING THE CONTROLLER'S CERTIFICATION THAT THE EVICTION ASSISTANCE PROGRAM FOR THE CITY AND COUNTY OF SAN FRANCISCO CAN PRACTICALLY BE PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST FOR THE YEAR COMMENCING JULY 1, 1997, THAN IF WORK WERE PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, the electorate of the City and County of San Francisco passed Proposition J in November, 1976 adding Section 8.300-1 to the Charter allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, the Controller has certified on April 11, 1997 that services involved in the administration of provision of Eviction Assistance operations in the City and County of San Francisco for the year commencing July 1, 1997 can be performed at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco, now, therefore, be it

RESOLVED, that pursuant to Section 10.104.15 of the Charter, the Board of Supervisors hereby approves said Controller's certification; and, be it

FURTHER RESOLVED, That no contract for services in the administration or provision of Eviction Assistance operations in the City shall be approved unless the proposed contractor is in compliance with the provisions of Chapter 12B, including the City's Equal Benefits Ordinance.

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 25-97-4

JUN - 6 1997
Date Approved

Mayor

BOARD OF SUPERVISORS

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JUN 26 1997
SAN FRANCISCO

FILE NO. 25-97-8 RESOLUTION NO. 543-97

(AIRPORT ADMINISTRATION)

APPROVING THE CONTROLLER'S CERTIFICATION THAT SHUTTLE BUS SERVICES FOR SAN FRANCISCO INTERNATIONAL AIRPORT CAN PRACTICALLY BE PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST FOR THE FIRST HALF OF THE FISCAL YEAR COMMENCING JULY 1, 1997 THAN IF WORK WERE PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition "J" in November, 1976 adding Section 10.104.15 to the Charter allowing City Departments to contract with private companies for specific services which can practically be performed for a lower cost than similar work by City and County employees; and

WHEREAS, The Controller has certified on April 22, 1997 that services involved in the management and operation of shuttle bus services at San Francisco International Airport for the first half of the fiscal year commencing on July 1, 1997 can be performed by shuttle bus contract at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco; now, therefore, be it

RESOLVED, That pursuant to Section 10.104.15 of the Charter, this Board of Supervisors hereby approves said Controller's certification.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 25-97-8

JUN - 6 1997
Date Approved

Mayor

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JUN 26 1997

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FILE NO. 30-97-7 RESOLUTION NO. 544-97

R SOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, DIVISION OF MENTAL HEALTH, TO ASSUME RESPONSIBILITY FOR MEDI-CAL AUTHORIZATION AND PAYMENT OF THE STATE/LOCAL MATCH FOR ALL MEDICALLY NECESSARY MENTAL HEALTH SERVICES FOR SAN FRANCISCO MEDI-CAL BENEFICIARIES

WHEREAS, The State Department of Health Services is committed to expanding managed care within the Medi-Cal program as a means of improving beneficiary access to quality, cost effective preventive and primary health care services, consistent with directions from the Legislature and the Governor, as embodied in Senate Bill 485 and Assembly Bill 757, and;

WHEREAS, The State's plan specifies that the most effective system of the delivery of Medi-Cal mental health services will be through mental health programs administered by county mental health departments, thus carving these services out of the models for physical health care, and consolidating the two existing Medi-Cal funding streams into a single county-run mental health plan, and;

WHEREAS, The State's plan has been implemented in phases, beginning with the consolidation of the State funding for inpatient Medi-Cal mental health services at the county level January 1, 1995, to be followed by consolidation of the State funding for professional and nursing facility Medi-Cal mental health services on October 1, 1997, and;

WHEREAS, The San Francisco Health Commission adopted Resolution #2-93 *Endorsing Principles for the Development of a Managed Care System in San Francisco* on February 16, 1993; Resolution # 15-94 *Endorsing the Development of a Managed Mental Health Care System in San Francisco* on March 15, 1994; and Resolution #52-94 *Endorsing the Transfer of Funds from the State for the*

Implementation of Inpatient Component of a Medi-Cal Managed Mental Health Care System in San Francisco on November 15, 1994; and;

WHEREAS, The Board of Supervisors adopted Resolution #551-94 on July 7, 1994, *Endorsing the Development of a Managed Mental Health Care System in San Francisco*, and Resolution #148-94-7 on December 23, 1994, *Authorizing the Director of the Department of Public Health to Accept the Transfer of Funds from the State for the Implementation of the Inpatient Component of a Medi-Cal Managed Mental Health Care System in San Francisco.*, and;

WHEREAS, The State has released a preliminary planning estimate for the amount of counties' allocations for fiscal year 1997-98, and San Francisco will receive $3,699,056 State General Fund or the pro-rated amount for less than a year, and;

WHEREAS, This allocation will be used to match an additional $3,699,056 in Federal Medi-Cal dollars for services provided to the Medi-Cal population for a maximum projected funding availability of $7,398,112 for inpatient and outpatient mental health services, and;

WHEREAS, The operation of a mental health plan imposes on the City and County of San Francisco the obligation to authorize payment of medically necessary mental health services services to all eligible San Francisco Medi-Cal beneficiaries, even if the cost of providing services exceeds the amount allocated by the State, and;

WHEREAS, The City and County of San Francisco is committed to protecting public mental health services and safety net services for the indigent mentally ill in San Francisco County, and;

WHEREAS, The City and County of San Francisco is at risk for the many high cost services used by individuals with mental illness if timely, effective and coordinated treatment is not provided, and;

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SAN FRANCISCO

WHEREAS, The County Department of Public Health, Division of Mental Health Services, is committed to building partnerships with traditional, safety net, and private providers in order to establish a comprehensive system of care, and;

WHEREAS, The County would assume even greater risk if it did not elect to become the mental health plan for all Medi-Cal mental health services as it would lose the ability to manage the resources and services directly, and;

WHEREAS, The State has offered counties the option to develop risk-sharing agreements with the State for the provision of Medi-Cal funded mental health services contingent on counties willingness to commit not to reallocate funds including realignment funds from mental health services to other purposes as part of such agreements, and;

WHEREAS, the State of California requires the following assurances, therefore; be it

RESOLVED, That the Board of Supervisors hereby:

1. Authorizes the Department of Public Health, Division of Mental Health, to assume the administration of Medi-Cal mental health services for authorization and payment of the State Medi-Cal match for all medically necessary mental health services for eligible San Francisco Medi-Cal beneficiaries, and;

2. Confirms San Francisco's willingness to develop a financial risk-sharing agreement with the State for the provision of these services and willingness to agree not to reallocate funds including realignment funds from mental health services to other purposes as part of such an agreement, and;

3. Assures that access for covered medically necessary mental health services will continue to be comparable to the current system, and;

4. Confirms that San Francisco has a public planning process which involves consumers, family members, other stakeholders, and the local mental health board, and;

5. Agrees to submit an implementation plan that meets State Department of Mental Health requirements and has been reviewed by the local Mental Health Board.

RECOMMENDED:

Sandra R.Hernandez, M.D.
Director of Health

Sandy Ouye Mori, Executive Secretary
Health Commission

cc

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
30-97-7

JUN - 6 1997

Date Approved

Mayor

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FILE NO. 43-97-3 Amendment of the whole BOS 6/2/97 RESOLUTION NO. 545-97

[No Sweatshop Conditions Policy]

ESTABLISHING A "NO SWEATSHOP CONDITIONS" POLICY STATEMENT FOR THE CITY AND COUNTY OF SAN FRANCISCO AND ESTABLISHING THE CRITERIA FOR "NO SWEATSHOP CONDITIONS."

WHEREAS, The Apparel Industry Partnership is a national consortium of manufacturers, international human rights groups and the Union of Needle Industries and Textile Employees (UNITE) and is the White House task force which sets a code of conduct for manufacturers and a monitoring procedure; and

WHEREAS, Historically, the Board of Supervisors supports the right of working people around the world to work in a safe and healthy workplace at reasonable compensation; and

WHEREAS, Garment 2000, a local consortium made up of small business manufacturers, the Union of Needle Industry and Textile Employees Union (UNITE), the City College of San Francisco and city government via the Mayor's Office of Community Development, and the U.S. Department of Labor, have worked together to improve the garment industry in San Francisco and through its work, San Francisco has the highest compliance rate for federal labor standards in the country; and

[Supervisor Teng], Bierman, Medina, Katz

BOARD OF SUPERVISORS

WHEREAS, The Board of Supervisors have made purchasing policy statements of principle on many issues, including women and minority and local-owned businesses and equal benefits for domestic partners; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco establish a "No Sweatshop Conditions" policy for the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco establish the following criteria for "No Sweatshop Conditions":

1. Child Labor. The factory does not employ anyone younger than the legal age for children to work in the country in which the factory is located, and regardless of the legal age, does not employ anyone younger than age 15.
2. Forced Labor. The factory does not use forced labor of any kind, including but not limited to prison labor, indentured labor or bonded labor.
3. Wages and Benefits. The factory pays a wage which enables its employees to meet their basic needs for food, shelter, clothing, medical care and money set aside for future purchases. The factory also provides all benefits required by law in its country and compensates workers for overtime.

[Supervisor Teng]

BOARD OF SUPERVISORS

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4. Hours of Work. Employees are not required to work more than 48 hours per week without overtime pay, or less hours if the law of the country in which the factory is located sets a shorter work week.

5. Worker Rights. The factory is a workplace free from physical, sexual or verbal harassment. Employees have the right to speak up about conditions in the factory without fear of retaliation and have the right to form unions of their own choosing without employer intimidation.

6. Health and Safety. The factory provides a safe and healthy working environment.

[Supervisor Teng]

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 43-97-3

JUN - 6 1997

Date Approved

Mayor

FILE NO. 48-97-37

RESOLUTION NO. 546-97

RO#96319

[SETTLEMENT OF CLAIM]

APPROVING THE SETTLEMENT OF THE UNLITIGATED CLAIM OF MARGARITA NOSACH IN THE SUM OF $20,000.

WHEREAS, Margarita Nosach have filed a claim against the City and County of San Francisco for personal injuries.

WHEREAS, The Department of Public Works of the City and County of San Francisco has recommended settlement of said claim by payment of $20,000.

WHEREAS, the City Attorney has approved the settlement, now therefore, be it

RESOLVED, that pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $20,000 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY

FUNDS AVAILABLE:

EDWARD M. HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $20,000.00

RECOMMENDED:

Department of Public Works

Mark A. Primeau
Director of Public Works

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 48-97-37

JUN - 6 1997
Date Approved

Mayor

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FILE NO. 51-97-1

RESOLUTION NO. 547-97

RO#96323

(REIMBURSEMENT TO EMPLOYEES)

AUTHORIZING REIMBURSEMENT FOR COST OF PERSONAL PROPERTY OF CITY AND COUNTY EMPLOYEES DAMAGED/STOLEN IN THE LINE OF DUTY.

RESOLVED, That the Controller be and he is hereby authorized and directed to draw warrants in the names and for the amounts specified in the list dated May 27, 1997, consisting of eleven claims in the aggregate amount of $ 1,162.55 which list is on file in the office of the Clerk of the Board of Supervisors in File No. 051-97-001, and is incorporated herein and made a part hereof in reimbursement for the cost of personal property of City and County employees damaged or stolen in the line of duty and without fault on the part of the employee.

Funds Available:

Edward Harrington
Controller

Employ Res	5A-AAA-AAA	HGH1PMH40091	xxxxxx	06311	$ 31 50
	2S-CDB-FRC	MYRCDGF	xxxxxx	06311	26 00
	2S-BIF-ANP	DBIINSP	xxxxxx	06311	100 00
	2S-BIF-ANP	DBIADM	xxxxxx	06311	250 00
	2S-BIF-ANP	DBIINSP	xxxxxx	06311	250 00
	2S-BIF-ANP	DBIINSP	xxxxxx	05311	168 18
	2S-BIF-ANP	DBIINSP	xxxxxx	05311	79 24
	2S-BIF-ANP	DBIPERM	xxxxxx	05311	43 39
	2S-BIF-ANP	DBIINSP	xxxxxx	05311	15 25
	2S-BIF-ANP	DBIADM	xxxxxx	05311	100 00
	1G-AGF-AAA	115009	xxxxxx	05311	99 99
	TOTAL				$ 1,162 55

BOARD OF SUPERVISORS

REIMBURSEMENT FOR DAMAGED OR STOLEN
PERSONAL PROPERTY OF CITY EMPLOYEES

Date May 27, 1997
File No 051-97 001

Department Claimant	Amount Claimed	Controller's Recommended	Comments	Rules Committee Approved
SFGH				
Jeannie D'Arcy	31 50	31 50	Approve Loss occurred during performance of employee duties through no fault of employee	31 50
Mayor's MOCD				
Rahman Balm	25 00	25 00	Approve Loss occurred during performance of employee duties through no fault of employee	25 00
Department of Building Inspection				
Christ Rodekhur	998 17	0 00	Deny Theft of bicycle not essential to employee performance	0 00
John Ares	265 00	0 00	Deny No indication auto was being used in performance of employee duties	100 00
James Hutchinson	250 00	250 00	Approve. Damage occurred to employee clothing in performance of duties and through no fault of employee.	250 00
Hermino Torres	600 00	250 00	Approve. Theft of employee clothing from CCSF vehicle occurred during performance of duties and through no fault of employee Reduce claim to reflect replacement within work norm	250 00
Norman Gutierrez	168 18		No Recommendation. Appears incident could have been avoided had employee used reasonable safety judgment.	168 18
Gary Kato	79 24	79 24	Approve Theft of items essential to performance of employee duties occurred through no fault of employee	79 24
Tom Hanson	43 39	43 39	Approve Damage occurred to employee clothing in performance of duties and through no fault of employee	43 39
Christ Rodekhur	74 91	0 00	Deny Theft of bicycle parts not essential to employee performance	0 00
John Ares	15 25	15 25	Approve Damage occurred to employee clothing in performance of duties and through no fault of employee	15 25
Adora R Canotal	230 00	0 00	Disapprove Leaving personal item on desk overnight contributed to the loss of eyeglasses	100 00
Trial Courts				
Vicki Gross	99 99	99 99	Approve Theft of item essential to performance of employee duties occurred through no fault of employee	99 99
	2,878 63	794 37		1,162 55
Claim Withdrawn by Department				
Public Transportation				
Ding Yue Tam	272 18		Loss covered by Memorandum of Understanding provisions	

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
51-97-1

JUN - 6 1997

Date Approved

Mayor

FILE NO. 92-97-15 RESOLUTION NO. [illegible]

[Appointments]
APPOINTING MEMBERS TO THE COMMISSION OF ANIMAL CONTROL AND WELFARE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Commission of Animal Control and Welfare, pursuant to the provisions of the San Francisco Health Code, Section 41.1, for the terms specified:

Althea T. Kippes (Seat 20705 - public at large), vice herself, term expired April 30, 1997, for new two-year term ending April 30, 1999.

Richard W. Schulke (Seat 20706 - public at large), vice himself, term expired April 30, 1997, for new two-year term ending April 30, 1999.

Nola Chow (Seat 20703 - public at large), vice Vickie Ho Lynn, term expired April 30, 1997, for new two-year term ending April 30, 1999.

Eva Hue (Seat 20704 - Public at Large), vice Lorraine Lucas, term expired April 30, 1997, for new two-year term ending April 30, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-15

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

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FILE NO. 92-97-23.1 RESOLUTION NO. 549-97

[Appointments]
APPOINTING MEMBERS TO THE VETERANS AFFAIRS COMMISSION.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Veterans Affairs Commission, pursuant to the provisions of the San Francisco Administrative Code, Section 5.102, for the terms specified:

Leonard M. Grube, vice Henry I. Leleu (Seat 23801 - at-large), term expired January 31, 1995, for new four-year term ending January 31, 1999.

John S.Griswold, vice Paul D. Hardman (Seat 23802 - at-large), term expired January 31, 1997, for new four-year term ending January 31, 2001.

Wade Woods, vice Maceo A. May (Seat 23804 - at-large), term expired January 31, 1997, for new four-year term ending January 31, 2001.

Charles K. Coolidge, Jr., vice Lino Zamacona (Seat 23807 - at-large), term expired January 31, 1995, for new four-year term ending January 31, 1999.

Glenn Raswyck, vice Robert W. Racobs (Seat 23809 - at-large), term expired January 31, 1996, for new four-year term ending January 31, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-23.1

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

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FILE NO. 92-97-24 RESOLUTION NO. 550-97

[Appointment]
APPOINTING REPRESENTATIVE OF THE BOARD OF SUPERVISORS TO THE ECONOMIC OPPORTUNITY COUNCIL OF SAN FRANCISCO.

RESOLVED, That pursuant to Board of Supervisors Resolution No. 79-81, this Board of Supervisors of the City and County of San Francisco does hereby appoint Supervisor Amos Brown (Seat 11201 - must be member of the Board of Supervisors), vice Willie B. Kennedy, as its representative on the governing Board of the Economic Opportunity Council of San Francisco, for an indefinite term.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
92-97-24

JUN - 6 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 96-97-3 RESOLUTION NO. 391-97

[Sale of Real Property]

AUTHORIZING THE SALE OF 3,014 SQUARE FEET OF LAND OF WATER DEPARTMENT SURPLUS REAL PROPERTY LOCATED IN SUNOL, ALAMEDA COUNTY TO THE STATE OF CALIFORNIA.

WHEREAS, The City of San Francisco owns 3,014 square feet of land under the jurisdiction of the Public Utilities Commission in the County of Alameda near Sunol along Highway 84 near the Alameda Creek Bridge as shown on the map entitled Appraisal Map, shaded yellow, a copy of which is on file with the Clerk of the Board of Supervisors; and,

WHEREAS, The State of California has requested to purchase the land for $2,500 in order to realign and retrofit the Alameda Creek Bridge on Highway 84; and,

WHEREAS, The Water Department has determined that the subject property is no longer needed for its operating needs; and,

WHEREAS, The Public Utilities Commission and the Director of Property recommend the sale of the subject property pursuant to the Right of Way Contract, a copy of which is on file with the Clerk of the Board of Supervisors; and,

WHEREAS, The City and County of San Francisco shall indemnify and hold the State of California harmless from any and all claims that other parties may make or assert on the title to the premises, provided, however, the amount of such indemnity shall not exceed the amount ($2,500) paid to the State under this contract.

(Real Estate)

RESOLVED, That this Board of Supervisors hereby approves the sale according to the terms and conditions of the Right of Way Contract and hereby authorizes the Director of Property to execute a quitclaim deed and any other necessary documents to convey the property to the State of California

RECOMMENDED:

Public Utilities Commission

By _____
Manager of Utilities

(Pursuant to PUC Res No. 96-0227)

By _____
Director of Property

JEP

JP tc 4 21 97

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JUN 26 1997
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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
96-97-3

JUN - 6 1997
Date Approved

Mayor

FILE NO. 112-97-1 RESOLUTION NO. 552-97

(Official Newspaper)

DESIGNATING THE SAN FRANCISCO INDEPENDENT TO BE THE OFFICIAL NEWSPAPER FOR SPECIFIED CATEGORIES OF OFFICIAL ADVERTISING, COMMENCING JULY 1, 1997.

RESOLVED, that the **San Francisco Independent**, a newspaper of general circulation published in the City and County of San Francisco for the dissemination of local or telegraphic news and intelligence of a general character, having a bona fide circulation of at least 50,000 copies per calendar week, printed in the City and County on three or more days in a calendar week, is hereby designated as an official newspaper of the City and County of San Francisco, commencing July 1, 1997, for the publication of all official advertising of the City and County which is required by law, other than the provisions of §2.103 of the Charter as they relate to special meetings of the Board of Supervisors and its special or standing committees, to be published one time, and all official advertising of the City and county which is required by law to be published more than one, but not more than three times per week for a specified number of weeks.

BOARD OF SUPERVISORS 5-14-97

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 112-97-1

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 112-97-2 As amended in Board 6/2/97 RESOLUTION NO. 553-97

(Official Newspaper)

6/28/97 rlh DESIGNATING THE SAN FRANCISCO EXAMINER TO BE OFFICIAL NEWSPAPER OF THE CITY AND COUNTY OF SAN FRANCISCO FOR SPECIFIED CATEGORIES OF ADVERTISING, COMMENCING JULY 1, 1997.

6/28/97 rlh RESOLVED, that the San Francisco Examiner, a newspaper of general circulation published in the City and County of San Francisco for the dissemination of local or telegraphic news and intelligence of a general character, having a bona fide circulation of at least 50,000 copies per calendar week, printed in the City and County on three or more days in a calendar week, is hereby designated as an official newspaper of the City and County of San Francisco, commencing July 1, 1997, for the publication of all official advertising of the City and County which is required by law to be published on two or more consecutive days, and all official advertising of the City and County which is required to be published in accordance with the provisions of §2.103 of the Charter for special meetings of the Board of Supervisors and its standing or special committees. ; and, be it

6/2/97 rt FURTHER RESOLVED, That no contract for services as the City's Official Newspaper shall be approved unless the proposed contractor is in compliance with the provisions of Chapter 12B, including the City's Equal Benefits Ordinance.

BOARD OF SUPERVISORS 5-14-97

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 112-97-2

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 133-97-4 RESOLUTION NO. 554-97

(Santa Clara County Receipt)

mlr 5/22

RESOLUTION AUTHORIZING retroactively THE CITY ADMINISTRATOR (CA) OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND $33,000 FROM SANTA CLARA COUNTY

WHEREAS, Waste prevention conserves resources and is necessary to achieve the state mandated goal of 50% waste diversion by the year 2000; and

WHEREAS, The City established the Recycling Program which promotes waste prevention and recycling; and

WHEREAS, Santa Clara County has offered $33,000 in funds for waste prevention educational materials; now therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes retroactively the City Administrator to accept and expend $33,000 from Santa Clara County.

mlr 5/22

RECOMMENDED

William L. Lee
City Administrator

Willie Brown
Mayor

Edward Harrington
Controller

Supervisor Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 133-97-4

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.
JUN 26 1997
SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 141-97-2 RESOLUTION NO. 555-97

[Grant - State Funds]

AUTHORIZING THE SAN FRANCISCO TRIAL COURTS TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND GRANT FUNDING IN THE AMOUNT OF $17,355 FROM THE JUDICIAL COUNCIL OF CALIFORNIA TO UNDERWRITE THE COST OF THE JUVENILE DRUG COURT PROGRAM FOR CALENDAR YEAR 1997

WHEREAS, the Judicial Council of California has established procedures and criteria for reviewing grant proposals and requires the applicant to certify by resolution the approval of acceptance of funding before granting said funding to the applicant; and

WHEREAS, the San Francisco Juvenile Court has developed a drug court program for San Francisco; and

WHEREAS, the funds obtained from the Judicial Council of California will be used only to contract with a Drug Court Coordinator and the cost of the urinalysis; and

WHEREAS, A 25% cash match in the amount of $4,339 will be provided from internal Non-Personnel Court Funds available for use at the discretion of the Juvenile Court Judge; and

WHEREAS, The San Francisco Trial Courts wishes to retroactively apply for, accept and expend a grant of $17,355 for the San Francisco Juvenile Drug Court Program; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the Chief Executive Officer of the Trial Courts to retroactively apply for, accept and expend grant funding in the amount of $17,355 from the Judicial Council of California to fund the proposed Drug Program throughout San Francisco, and to execute any and all documents necessary therefore.

RECOMMENDED:

Alan Carlson

Alan Carlson
Chief Executive Officer
San Francisco Trial Courts

APPROVED:

Controller's Grant Division

BOARD OF SUPERVISORS

cc

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 141-97-2

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 141-97-3 RESOLUTION NO. 556-97

[Grant - Federal Funds]

AUTHORIZING THE SAN FRANCISCO TRIAL COURTS TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND GRANT FUNDING IN THE AMOUNT OF $19,955 FROM THE OFFICE OF JUSTICE PROGRAMS TO UNDERWRITE THE COST OF PLANNING THE ESTABLISHMENT OF THE JUVENILE DRUG COURT PROGRAM FOR CALENDAR YEAR 1997

WHEREAS, the Office of Justice Programs has established procedures and criteria for reviewing grant proposals and requires the applicant to certify by resolution the approval of acceptance of funding before granting said funding to the applicant; and

WHEREAS, the San Francisco Juvenile Court has developed a drug court program for San Francisco; and

WHEREAS, the funds obtained from the Office of Justice Programs will be used only to underwrite the cost of planning the establishment of goals for the Drug Court Program; and

WHEREAS, the San Francisco Trial Courts wishes to retroactively apply for, accept and expend a grant of $19,955 for the planning costs of the San Francisco Juvenile Drug Court Program; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the Chief Executive Officer of the Trial Courts to retroactively apply for, accept and expend grant funding in the amount of $19,955 from the Office of Justice Programs to fund the proposed Planning Process of the Drug Program throughout San Francisco, and to execute any and all documents necessary therefore.

RECOMMENDED:

Alan Carlson

Alan Carlson
Chief Executive Officer
San Francisco Trial Courts

APPROVED:

Controller's Grant Division

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 141-97-3

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO

File No. 143-97-3

RESOLUTION NO. 557-97

STATE GRANT

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS ($100,000.00) FOR A PROJECT KNOWN AS THE " SUPPRESSION OF DRUG ABUSE IN THE SCHOOLS", AND RESCINDING RESOLUTION NO. 421-97

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Suppression Of Drug is Abuse InThe Schools" to be funded in part from funds made available through the - Office of Criminal Justice Planning-OCJP); now, therefore, be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the Grant Award Agreement; including any extensions or amendments thereof.

FURTHER RESOLVED, that it agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and, be it

RESOLVED, that the Chief of Police of the City and County of SanFrancisco is authorized to apply for, accept and expend funds in the amount of ONE HUNDRED

Supervisors Ammiano, Bierman, Leal, Brown, Katz

BOARD OF SUPERVISORS

THOUSAND DOLLARS ($100,000.00) which indirect costs in the amount of FIVE THOUSAND DOLLARS ($5,000.00) based on 5% of the total grand award of ONE HUNDRED THOUSAND DOLLARS ($100,000.00) made available through the State of California/ Office of Criminal Justice Planning, and, be it.

FURTHER RESOLVED, that Resolution No. 421-97 is hereby rescinded.

WILLIE L. BROWN, JR., MAYOR

EDWARD HARRINGTON, CONTROLLER

BOARD OF SUPERVISORS

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
143-97-3

JUN - 6 1997
Date Approved

Mayor

FILE NO. 168-97-1 RESOLUTION NO. 558-97

(Park and Open Space Fund)

CONCURRING WITH THE GENERAL RECOMMENDATIONS ON THE PARK AND OPEN SPACE FUND FOR FISCAL YEAR 1997-1998, RESERVING APPROVAL OR DISAPPROVAL ON SPECIFIC ACQUISITIONS.

WHEREAS, The Charter of the City and County of San Francisco, Section 16.107, established a Park and Open Space Fund, to be administered by the Recreation and Park Commission; and

WHEREAS, Charter Section 16.107(d) states that the Recreation and Park Commission and the City Planning Commission shall hold at least one joint public meeting annually and shall at such time receive a report from the General Manager of the Recreation and Park Department on the implementation of the Park and Open Space Program; and

WHEREAS, The Report on the San Francisco Park and Open Space Program, Fiscal Year 1997-1998, was approved and adopted by both the Recreation and Park Commission and the City Planning Commission, meeting jointly, on May 1, 1997, now, therefore be it

RESOLVED, That pursuant to Charter Section 16.107(d), the Board of Supervisors of the City and County of San Francisco hereby concurs with the recommendations of the General Manager, Recreation and Park Department, as approved by the Recreation and Park Commission and the City Planning Commission jointly on May 1, 1997; and be it

FURTHER RESOLVED, That this concurrence is made with the reservation of the Board of Supervisors to approve or disapprove any specific acquisitions for which funding might be provided in the 1997-1998 Open Space Budget.

Supervisors Teng, Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 168-97-1

JUN - 6 1997
Date Approved

Willie L. Brown
Mayor

FILE NO. 172-97-25 RESOLUTION NO. 559-97

[San Francisco Affinity Phone Card]

AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AN AMENDMENT TO OPERATING AND LICENSING AGREEMENT FOR THE SAN FRANCISCO AFFINITY PHONE CARD PROGRAM.

WHEREAS, On May 20, 1996, the Board of Supervisors approved an Operating and Licensing Agreement (the "Agreement"), by and between the City and Winston Taylor, Inc. ("Operator") regarding the sale of Official San Francisco Phone Cards; and

WHEREAS, Under the Agreement, among other things, the City receives 18.5% of the modified gross revenue generated from the sale of certain S.F. Phone Cards, including S.F. Phone Cards sold on property owned or controlled by the City; and

WHEREAS, Under the Agreement, the City receives 50% of the net revenue generated through the sale of Phone Cards sold by or through members of the San Francisco Visitors and Convention Bureau; and

WHEREAS, That City and Operator have determined that in order to attract a segment of potential retailers ("General Retailers") of S. F. Phone Cards that are neither Bureau Members nor involve City owned or controlled property, the Agreement should be amended, pursuant to an amendment in substantially the form of the Amendment filed herewith with the Clerk of the Board in File No. 172-97-25 (the "Amendment"), to reduce the City's royalty percentage for sales generated by such General Retailers from 18.5% to 13.5%; and

WHEREAS, The Amendment also clarifies certain definitions in the Agreement and requires the Operator to comply with the provisions of the non-discrimination in benefits ordinance; and

WHEREAS, By entering into the Amendment the City will realize the opportunity to substantiality increase the total revenues paid to City pursuant to the San Francisco Affinity Phone Card Program; now, therefore, be it

RESOLVED, That the Board hereby approves the Amendment and authorizes the City Administrator to enter into the Amendment, in substantially the form attached hereto and in a form approved by the City Attorney.

Recommended:

City Administrator

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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
172-97-25

JUN - 6 1997
Date Approved

Mayor

FILE NO. 172-97-27 RESOLUTION NO. 560-97

[Trolley Bus Contract]

APPROVING THE AWARD OF SAN FRANCISCO MUNICIPAL RAILWAY CONTRACT PROPOSAL NO. 888 FOR PROCUREMENT OF ARTICULATED AND STANDARD TROLLEY COACHES TO ELECTRIC TRANSIT INCORPORATED, IN AN AMOUNT NOT TO EXCEED $168,752,888.

WHEREAS, On April 9, 1996, pursuant to Resolution No. 96-025, the Public Transportation Commission (PTC) authorized the issuance of a Request for Proposal (RFP) for the negotiated procurement of 30 articulated trolley coaches, with an option for 15 additional articulated trolley coaches, 220 standard trolley coaches, with an option for 25 additional standard trolley coaches, and associated spare parts, manuals, training and diagnostic test equipment (Contract Proposal No. 888); and,

WHEREAS, In response to the RFP, the Purchaser received ten proposals from two bidders, of which six proposals were determined to be in the competitive range; and

WHEREAS, Pursuant to a Negotiated Procurement Procedure approved by the PTC and the Purchaser, the Proposal Evaluation Committee negotiated with the bidders and evaluated the six proposals; and

WHEREAS, Proposal No. 10, from Electric Transit Incorporated, was determined to be the highest-ranking proposal; and

WHEREAS, On April 22, 1997, with the concurrence of the Purchaser, the PTC approved the award of Contract Proposal No. 888 to Electric Transit Incorporated, pursuant to Resolution No. 97 042; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the award of Contract Proposal No. 888 to Electric Transit Incorporated, in conformity with the terms, conditions and specifications set forth in Contract Proposal No. 888, as amended by change notices and the Best and Final Offer of Proposal No. 10, in an amount, excluding sales tax, not to exceed $168,752,888, subject to funding and certification by the Controller, and for a total contract length not to exceed 60 months.

DOCUMENTS DEPT
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Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
172-97-27

JUN - 6 1997
Date Approved

Mayor

FILE NO. 198-97-1 RESOLUTION NO 561-97

cc

[Grant - State Funds]

AUTHORIZING THE COORDINATED COURT OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT AND EXPEND GRANT FUNDING IN THE AMOUNT OF $54,450 FROM THE JUDICIAL COUNCIL OF CALIFORNIA TO UNDERWRITE THE COST OF TITLE IV-D CHILD SUPPORT ENFORCEMENT PROGRAM FOR THE MONTH OF JUNE, 1997.

WHEREAS, the Coordinated Court of the City and County of San Francisco is required by law to operate Title IV-D child support facilitator programs; and

WHEREAS, the Coordinated Court has been notified that they have been tentatively granted $54, 450 for the facilitator program for the month of June, 1997; and

WHEREAS, the Coordinated Court wishes to receive this money and utilize to implement the facilitator program in order to improve the handling of Title IV-D child support enforcement actions and the understanding of the participants in that program;

NOW, THEREFORE, BE IT RESOLVED that the San Francisco County Board of Supervisors approves the acceptance of any funding that may be provided by the Judicial Council of California to the Coordinated Court of up to $54,450 for the facilitator program; and

BE IT FURTHER RESOLVED that the Coordinated Court is authorized to establish the facilitator program contingent upon the receipt of the contracts providing funding and within the money limits of each contract

RECOMMENDED:

Alan Carlson

Alan Carlson
Chief Executive Officer
San Francisco Trial Courts

APPROVED:

Controller's Grant Division

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 198-97-1

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO

FILE NO. 211-97-2 RESOLUTION NO. 562-97

[School Literacy Campaign]

ENCOURAGING ALL SAN FRANCISCANS TO JOIN THE LITERACY CAMPAIGN AND DONATE NEW OR USED CHILDREN'S BOOKS TO SAN FRANCISCO ELEMENTARY SCHOOLS BEFORE THE END OF THE SCHOOL YEAR.

WHEREAS, The San Francisco PTA has organized a Literacy Campaign to help children read; and

WHEREAS, The SFPTA support efforts to increase literacy for all children in San Francisco; and

WHEREAS, The SFPTA believe the whole community should be involved in efforts to increase literacy; and

WHEREAS, The Literacy Campaign urges San Franciscans to donate new or used children's books to public elementary schools; and

WHEREAS, These books will be used to create classroom libraries and to encourage summer reading; and

WHEREAS, All San Francisco public elementary schools will be accepting donations of children's books through the end of the school year; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco encourages all San Franciscans to join the Literacy Campaign and donate new or used Children's books to San Francisco elementary before the end of the school year.

[Supervisor Teng], Bierman, Brown, Katz

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 211-97-2

JUN - 6 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUN 26 1997

SAN FRANCISCO PUBLIC LIBRARY

FILE NO. 211-97-3 RESOLUTION NO. 563-97

[Nurses with bilingual capabilities]

URGING THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT TO ALLOW THE REGISTERED NURSES WITH BILINGUAL CAPABILITIES TO CONTINUE THEIR PRESENT ARRANGEMENT AND TO EXPAND THE COLLABORATION WITH THE DEPARTMENT OF PUBLIC HEALTH SO THAT THE SAN FRANCISCO CHILDREN AND YOUTH WILL BENEFIT FROM COMPLETE AND COMPREHENSIVE HEALTH CARE.

WHEREAS, The San Francisco School Unified School District (SFUSD) is a multicultural, multilingual, major urban public school system dedicated to academic excellence and diversity; and

WHEREAS, The SFUSD student body include more that 60 nationalities; 57% come from homes in which the dominant language is other than English; and

WHEREAS, The SFUSD student enrollment is currently 63,961 with 107 school sites; and

WHEREAS, The Chinese student enrollment is 16,374, of which 8,219 are designated Limited English Proficient/Non-English Proficient; and

WHEREAS, The total number of school nurses for the entire district is 22, of which 3 are proficient in the Chinese language; and

WHEREAS, For the last five years, two of three registered nurses who have Chinese language capability have been working half time at the SFUSD and half time at San Francisco Department of Public Health's Ocean Park Health Center; and

[Supervisor Teng], Bierman, Medina, Katz

BOARD OF SUPERVISORS

WHEREAS, This arrangement has benefited both agencies since the two nurses were able to maintain their advanced skills as family nurse practitioners and provide more complete and comprehensive health care to students; and

WHEREAS, Last month the SFUSD Health Programs wanted the two nurses to increase work hours at the schools which will end this unique arrangement; and

WHEREAS, The Department of Public Health is supporting this unique arrangement because it bridges the gap between two publicly funded resources to maximize access and minimize duplication and confusion; and

WHEREAS, The City is committed to provide the best health care possible to all children of the citizens of San Francisco; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Unified School District to allow the Chinese Bilingual nurses to continue their present arrangement; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the San Francisco Unified School District to continue and expand the collaboration with the Department of Public Health so that the San Francisco children and youth will continue to benefit from complete and comprehensive health care.

[Supervisor Teng]

BOARD OF SUPERVISORS

DOCUMENTS DEPT

JUN 26 1997

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
211-97-3

JUN - 6 1997
Date Approved

Mayor

FILE NO. 258-97-1 RESOLUTION NO. 564-97

[Automobile Subsidy Analysis]

EXPRESSING SUPPORT FOR A SAN FRANCISCO AUTOMOBILE SUBSIDY ANALYSIS AND REQUESTING THAT THE MAYOR'S BUDGET OFFICE, CITY DEPARTMENTS AND THE TRANSPORTATION AUTHORITY SUPPORT THE ANALYSIS AND COOPERATE WITH THE STUDY TEAM

WHEREAS, Traffic congestion, along with its subsequent effects, is one of the most serious problems faced by San Franciscans on a daily basis, causing an increased number of "Spare the Air Days", indicating deteriorating air quality; and mounting frustration of drivers, motorcyclists, bicyclists and pedestrians resulting in significant conflicts, accidents and death; and

WHEREAS, One of the major factors limiting the development of alternatives is the need for additional funding; and

WHEREAS, There is a general perception that the public will not support increased subsidies for transit and other alternatives, in part because it is assumed that private automobile use pays for itself through the imposition of various taxes and fees; and

WHEREAS, A growing number of local governments are analyzing their budgets to determine whether and to what extent they are subsidizing automobile usage, as the first step in assessing how to best locate funding for the development of transportation alternatives; and

WHEREAS, The International Council for Local Environmental Initiatives (ICLEI) has funding to support a pilot project to analyze San Francisco's budget for one year to determine the expenditures and revenues associated with private automobile use;

now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby expresses its support for the conduct of a San Francisco automobile subsidy analysis; and be it

FURTHER RESOLVED, That the Board of Supervisors requests that the staff of the Mayor's Budget Office, City departments and the Transportation Authority support this budget analysis and cooperate with the study team.

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JUN 26 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
258-97-1

JUN - 6 1997
Date Approved

Mayor

FILE NO. 271-97-4 RESOLUTION NO. 565-97

[ADOPTING CEQA FINDINGS AND GENERAL PLAN AMENDMENTS] APPROVING AMENDMENTS TO THE SAN FRANCISCO GENERAL PLAN IN ORDER TO APPROVE ACQUISITION OF LOT 67 IN ASSESSOR'S BLOCK NO. 2923 AND LOTS 10, 11, 12, 13, and 21 in ASSESSOR'S BLOCK NO. 2934, KNOWN AS EDGEHILL MOUNTAIN OPEN SPACE EXTENSION, AND LOT 2 IN ASSESSOR'S BLOCK 4061, KNOWN AS ESPRIT PARK, BY THE CITY AND COUNTY OF SAN FRANCISCO, FOR ENLARGEMENT OF ONE PUBLIC OPEN SPACE, AND ESTABLISHMENT OF A NEW PUBLIC PARK. THE AMENDMENT WAS ADOPTED BY THE CITY PLANNING COMMISSION BY RESOLUTION NO. 14363 ON MAY 1, 1997, INCORPORATING BY REFERENCE FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AS ANALYZED IN THE CERTIFICATE OF DETERMINATION OF EXEMPTION/EXCLUSION FROM ENVIRONMENTAL REVIEW FOR THE AMENDMENTS TO THE RECREATION AND OPEN SPACE ELEMENT OF THE GENERAL PLAN, FILE NO. 97.118EM.

WHEREAS, pursuant to the San Francisco Charter, the Planning Commission shall recommend to the Board of Supervisors for approval or rejection amendments to the General Plan; and

WHEREAS, the City proposes to assist in acquiring property on Edgehill Mountain, [lot 67 in Assessor's Block 2923, and lots 10-13, 21 in Assessor's Block 2934], and to assist in acquiring privately owned Esprit Park [Lot 2 in Assessor's Block 4061] which would require an amendment to the General Plan; and

WHEREAS, The amendment pertains to the Recreation and Open Space Element of the General Plan, adopted July 9, 1987, by Resolution No. 11065, and consists of amending Map 4, the

"Citywide Recreation and Open Space Plan" in order to designate the two sites as "Proposed Public Open Space, Acquire for or Convert to Public Open Space;" and

WHEREAS, one of the proposed public open space sites is located on Edgehill Mountain in the Portola District, adjacent to an existing public open space known as Edgehill Mountain Open Space. The proposed open space extension is not designated as proposed open space in the Recreation and Open Space Element of the General Plan, and in order to approve the Project, the Board of Supervisors would have to approve the amendment to the General Plan adopted by the Planning Commission; and

WHEREAS, the second site is Esprit Park, located in the Potrero district between Highway 280 and the Third Street corridor. This site was established as a private park by the Esprit Corporation for its employees. Esprit Corporation, which was recently purchased by new owners, has indicated that it intends to sell the private park. Over the last fifteen years, Esprit park has been used increasingly by neighborhood workers and residents, and while the surrounding area has seen a growing residential population, the area has no existing public park; and

WHEREAS, The Planning Commission adopted an Amendment to the Recreation and Open Space Element of the General Plan in order to designate for acquisition the proposed Edgehill Mountain Public Open Space extension, and Esprit Park by Resolution No. 14363 on May 1, 1997; and

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WHEREAS, The amendment pertains to an amendment to the Recreation and Open Space Element of the General Plan, originally adopted July 9, 1987, by Resolution No. 11065 and consists of amending Map 4, the "Citywide Recreation and Open Space Plan" to add the two sites, shown in Exhibit A, to the category "Proposed Public Open Space, Acquire for or Convert to Public Open Space;" and

WHEREAS, After adopting the Amendment to the General Plan, the Planning Commission found the San Francisco Park and Open Space Program for Fiscal Year 1997 - 1998 to be in-conformity with the General Plan by Planning Commission Resolution No. 14364 on May 1, 1997; and

WHEREAS, The Amendment to the General Plan [Case 97.118EM] was determined to be exempt from Environmental Review under Section 15061(b)(3)) of California Environmental Quality Act Guidelines; and

WHEREAS, The San Francisco Park and Open Space Program for Fiscal Year 1997 - 1998 [Case 97.119R] was found to be categorically exempt from Environmental Review under a number of Classes of State Guidelines; and

WHEREAS, the Board of Supervisors has reviewed and considered the information contained in the Certificate of Determination of Exemption/Exclusion from Environmental Review, in Case 97.118EM, and the Environmental Review of Case 97.119R; and

WHEREAS, the Planning Commission on May 1, 1997 held a duly noticed public hearing on the proposed General Plan Amendment [Case No. 97.118M] and the General Plan Referral [Case No. 97.119R], considered testimony related to the General Plan Amendment and General Plan Referral cases; now, therefore, be it

RESOLVED, that the General Plan Amendment to Map 4, described in this Resolution, would designate two sites identified in Exhibit A as "Proposed Public Open Space, Acquire for or Convert to Public Open Space," and the sites could be acquired at some time in the future; and be it

FURTHER RESOLVED, that the Board of Supervisors concurs with the determination that the proposal is exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) as described in Cases 97.118EM and 97.119R; and be it

FURTHER RESOLVED, that the Board of Supervisors hereby APPROVES the amendments to the General Plan as identified in Exhibit "A."

Exhibit A

Amendment of Map 4, the "Citywide Recreation and Open Space Plan" to add the following sites to the category "Proposed Public Open Space, Acquire for or Convert to Public Open Space":

a. Edgehill Mountain Open Space Extension [Lot 67 in Assessor's Block 2923; lots 10-13, 21 in Assessor's Block 2934],

b. Esprit Park [Lot 2 in Assessor's Block 4061]

Adopted - Board of Supervisors, San Francisco June 2, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 271-97-4

JUN - 6 1997

Date Approved

Mayor

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JUN 26 1997

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FILE NO. 244-96-7.1 RESOLUTION NO. 566-97

[Amendment to TIHDI Agreement]

ENDORSING AN AMENDMENT TO BASE CLOSURE HOMELESS ASSISTANCE AGREEMENT AND AUTHORIZING TRANSFER OF PERSONAL PROPERTY TO TIHDI.

WHEREAS, Pursuant to the Base Closure Community Redevelopment and Homeless Assistance Act of 1994 (the "Act"), the Treasure Island Homeless Development Initiative ("TIHDI") and the City have negotiated a Base Closure Homeless Assistance Agreement and Option to Lease Real Property (the "TIHDI Agreement"); and,

WHEREAS, The TIHDI Agreement proposes a plan for using resources on Naval Station Treasure Island (the "Base") to assist homeless persons as part of the strategic land use plan for development of the Base, including without limitation, granting TIHDI the right to use up to 375 units of housing on the Base and participate in certain economic development opportunities at the Base; and

WHEREAS, Pursuant to Resolution No. 672-96, adopted July 25, 1996, the City's Board of Supervisors endorsed the City's draft reuse plan for the Base and the TIHDI Agreement; and

WHEREAS, The City, the United States Navy and TIHDI are amenable to the transfer of certain surplus Navy personal property to TIHDI, at no cost to TIHDI or the City, pursuant to an agreement substantially in the form of the Personal Property Transfer Agreement filed with the Clerk of the Board in File No. 244-96-7.1 (the "Transfer Agreement"); and

WHEREAS, The Department of Defense requires, as a condition to such a transfer of surplus Navy personal property, that the TIHDI

Agreement be amended in substantially the form of the amendment filed with the Clerk of the Board in File No. 244-96-7.1 (the "Amendment"); now therefore, be it

RESOLVED, That the Board hereby endorses the Amendment to the Agreement; and be it

FURTHER RESOLVED, That the Board hereby approves the Transfer Agreement and authorizes the Mayor, or the Mayor's designee, to execute and enter into such Transfer Agreement with TIHDI.

RECOMMENDED:

Director, Treasure Island Project Office

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JUL 0 9 1997
SAN FRANC

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
244-96-7.1

JUN 1 3 1997
Date Approved

Mayor

FILE NO. 6-97-110 RESOLUTION NO. 567-97

[Commending Lawrence B. Martin]

COMMENDING LAWRENCE B. MARTIN ON HIS ACCOMPLISHMENTS WITH THE SUCCESS AND FUTURE OF THE LABOR MOVEMENT AS WELL AS JUSTICE AND DIGNITY IN THE SAN FRANCISCO COMMUNITY.

WHEREAS, Lawrence B. Martin has dedicated his life to improving the status of life and the working standards of the workforce; and

WHEREAS, In 1974, Lawrence B. Martin was elected as President of The Transportation Worker Union of America, Local 250-A; and

WHEREAS, Over the years, Lawrence B. Martin served as a member of the Labor Advisory Board to the University of California Labor Institute, Berkeley; the San Francisco State University; the Labor-Management School of the University of San Francisco; and the Community College District of San Francisco; and

WHEREAS, Lawrence B. Martin was the founding member of the Coordinating Council of Bay Area Transit Unions and was elected Chairman of the council; and

WHEREAS, Lawrence B. Martin had organized the first California State Chapter of the A. Philip Randolph Institute and in 1993, he was appointed Executive Board member of the National A. Philip Randolph Institute; and

[Supervisors Teng, Brown, Katz, Kaufman], Newsom, Leal, Bierman

BOARD OF SUPERVISORS

WHEREAS, Lawrence B. Martin is currently the International vice-president of the Transport Workers Union of America, AFL-CIO, having jurisdiction of the western region; and

WHEREAS, Lawrence B. Martin is currently serving his second term as the commissioner of the Planning Commission of the City and County of San Francisco; and

WHEREAS, Lawrence B. Martin has served as a member of the Human Rights Commission of the City and County of San Francisco; and

WHEREAS, Lawrence B. Martin is an Executive Board Member of both the San Francisco Labor council and the NAACP; and

WHEREAS, Lawrence B. Martin has worked hard in building coalitions with labor and communities; and

WHEREAS, Lawrence B. Martin is an exemplary leader, a devoted hard-working labor activist who through his philanthropic expression has provided immensely for the people of San Francisco; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends Lawrence B. Martin on his accomplishments with the success and future of the labor movement as well as justice and dignity in the San Francisco community.

[Supervisors Teng, Brown, Katz, Kaufman]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
6-97-110

JUN 13 1997
Date Approved

Mayor

FILE NO. 6-97-111 RESOLUTION NO. 568-97

[Commending small business network]

COMMENDING THE SMALL BUSINESS NETWORK, AND DECLARING JUNE 1ST THROUGH JUNE 7TH AS "SMALL BUSINESS WEEK" IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Each year for the past 34 years, the President of the United States has issued a proclamation calling for the celebration of Small Business Week and for 1997 the celebration, sponsored by the U. S. small Business Administration, will be held from June 1st through June 7th; and

WHEREAS, This year's celebration will honor the estimated 22.1 million small businesses in America that employ more than half the country's private work force, create tow of every three new jobs, and generate a majority of American innovations; and

WHEREAS, The theme for this year's celebration is "Small Business: Building Tomorrow's Economy Today;" and

WHEREAS, In San Francisco, the celebration is sponsored by the Small Business Administration, California Small Business Association, and the Small Business Network; and

WHEREAS, The Small Business Network is an association of thirteen business organizations representing more than eleven thousand small business in San Francisco; and

[Supervisors Teng, Yaki, Kaufman, Katz], Leal, Bierman, Newsom, Brown

BOARD OF SUPERVISORS

WHEREAS, The Small Business Network was founded in 1984 to serve as the unified voice of the San Francisco small business community through representing the interests of small businesses; and

WHEREAS, The Small Business Network's unique contributions are their strength in size, strength in diversity, and strength in unity; and

WHEREAS, The Small Business Network was responsible for the development of the San Francisco small Business Commission; and

WHEREAS, The Small Business Network is dedicated in informing the San Francisco community through press conferences on various issues, candidates' forums before elections, and meets with local politicians, including a quarterly meeting with the Mayor; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends the Small Business Network, and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby Declares June 1st through June 7th as "Small Business Week" in the City and County of San Francisco.

[Supervisors Teng, Yaki, Kaufman, Katz]

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-111

JUN 13 1997

Date Approved

Mayor

FILE NO. 6-97-112 RESOLUTION NO. 569-97

[Hong Kong New Era Day"]

DECLARING JULY 1, 1997 AS "HONG KONG NEW ERA DAY" IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, On June 30, 1997, millions of people around the world will witness Hong Kong's return to Chinese sovereignty; and

WHEREAS, On July 1, 1997, after 155 years of British colonial rule, Hong Kong will become a Special Administrative Region of the People's Republic of China; and

WHEREAS, Hong Kong will maintain a high degree of autonomy under the "one country, two systems" principle; and

WHEREAS, On July 1, 1997 the Hong Kong Economic and Trade Office, representing the Special Administrative Regions, will continue to promote business development between Hong Kong and San Francisco Bay Area; and .

WHEREAS, San Francisco Bay Area and Hong Kong foster continued friendship between the two regions; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares July 1, 1997 as "Hong Kong New Era Day" in the City and County of San Francisco.

[Supervisor Teng], Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 6-97-112

JUN 13 1997
Date Approved

Willie L. Brown Jr.
Mayor

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JUL 09 1997

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FILE NO. 6-97-113 RESOLUTION NO. 570-97

[50TH YEAR ANNIVERSARY]

COMMENDING MRS. AND MR. SMITH ON THEIR 50TH YEAR WEDDING ANNIVERSARY.

WHEREAS, Mrs. and Mr. Edith Pearl Mc Donald and Garnet Smith were wedded on May 24, 1947 and out of this union have produced a host of beautiful children and grandchildren who are valuable contributors to the African American Community Village; and

WHEREAS, Increasingly, the attainment of the Fiftieth Year wedding anniversary is becoming a rarity in American culture; and

WHEREAS, Mrs. And Mr. Smith have been powerful role models for the younger generation who desperately need to see and experience this type of commitment; and

WHEREAS, The Smiths have been able to lovingly bond with each other through their strong faith in God and church; and

WHEREAS, The attainment of a fifty year anniversary is an occasion calling for great celebration and appreciation; and

Supervisor Amos Brown

WHEREAS, The San Francisco Community has been greatly enriched by the presence of such notable loving strength and loyalty which this couple represents; now therefore be it

RESOLVED, That the San Francisco Board of Supervisors commends Mrs. And Mr. Edith Pearl Mc Donald and Garnet Smith for their contribution to the overall institutions of marriage, partnerships, and loving bonding through serving as living examples of the philosophy of mutual long-lasting commitment; now therefore, be it

FURTHER RESOLVED, That the City and County of San Francisco Board of Supervisors extends its congratulations to Edith Pearl Mc Donald and Garnet Smith during the period of their fiftieth wedding anniversary.

June 2, 1997

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Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-113

JUN 1 3 1997
Date Approved

Mayor

FILE NO. 6-97-114 RESOLUTION NO. 571-97

[COMMENDING THE JCCCNC]

COMMENDING THE JAPANESE COMMUNITY CULTURAL CENTER OF NORTHERN CALIFORNIA'S OSAKA/SAN FRANCISCO PLANNING COMMITTEE.

WHEREAS, The recent ambassadorial exchange between the City and County of San Francisco and Osaka Japan was a resounding success; and

WHEREAS, This recent visit which entailed the transport and care of over 100 San Franciscans aimed at celebrating the 40th year anniversary of the San Francisco/Osaka Sister City Relationship; and

WHEREAS, Every effort was extended locally by the Osaka Sister Planning Committee coordinated by the Japanese Cultural Community Center of Northern California; and

WHEREAS, This successful effort entailed the coordination of an enormous amount of resources including the provision scholarships

Supervisor Amos Brown, Katz, Teng, Leal

for those who would otherwise not be able to participate in this important cultural exchange.; and

WHEREAS, The great diversity of the City and County of San Francisco was a high priority relative to the selection of candidates for this exchange; and

WHEREAS, The San Francisco Community has been presented as a vanguard community of the future through the inclusion of all of both its mainstream and minority representation working as a harmonious whole; and,

WHEREAS, The San Francisco Board of Supervisors greatly appreciates the Herculean effort expended in the logistics of a trip of this magnitude; now therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors congratulate the Japanese Community Cultural Center of Northern California for its professional planning and implementation of the 40th Anniversary of the San Francisco/Osaka Sister City Conference; and, be it

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FURTHER RESOLVED, That the Board of Supervisors hereby commends The Japanese Community Cultural Center of Northern California and the Osaka Executive Planning Committee for service to our city that is greatly valued by the City and County of San Francisco and the city of Osaka Japan; and, be it

FURTHER RESOLVED, That the City and County of San Francisco Board of Supervisors extends its congratulations to the Planning Committee of the Japanese Cultural Community Center of Northern California in having executed an outstanding job in celebrating the 40th year anniversary of the San Francisco/Osaka Sister City Relationship.

May 2, 1997

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 6-97-114

JUN 13 1997

Date Approved

Mayor

FILE NO. 10-97-8 RESOLUTION NO. 572-97

GRANTING REVOCABLE PERMISSION TO THE CLARK CONSTRUCTION GROUP, INC. FOR A ONE-YEAR EXTENSION TO TEMPORARILY CLOSE AND OCCUPY THE SOUTHERLY SIDEWALK AND A PORTION OF THE STREET AREA ON GOLDEN GATE AVENUE, BETWEEN POLK AND LARKIN STREETS, AND THE WESTERLY SIDEWALK AND A PORTION OF THE STREET AREA ON LARKIN STREET, BETWEEN MCALLISTER STREET AND GOLDEN GATE AVENUE DURING CONSTRUCTION OPERATIONS FOR THE STATE OFFICE BUILDING PROJECT AT 455 GOLDEN GATE AVENUE AND 350 MCALLISTER STREET (BLOCK 765, LOTS 2 & 3).

RESOLVED, That pursuant to Public Works Code Section 724, 724.7, and 724.8, permission revocable at the will of the Board of Supervisors, is hereby granted to the Clark Construction Group, Inc., for a one-year extension to temporarily close and occupy the southerly sidewalk and a portion of the street area on Golden Gate Avenue and the westerly sidewalk and a portion of the street area on Larkin Street during construction operations at the aforementioned properties.

PROVIDED, That The Permittee shall provide flagpersons as necessary and shall place and maintain reflectors and/or flasher lights at each end of construction barricades; shall provide "SIDEWALK CLOSED, USE OTHER SIDE OF STREET" and "TOW-AWAY-NO STOPPING ANYTIME" signs and shall provide all other necessary requirements; i.e., additional signs, equipment, etc. to control pedestrian and vehicular traffic, all to the requirements of the Department of Public Works and the Department of Parking and Traffic;

FURTHER PROVIDED, That permission is granted a one year extension retroactive to May 15, 1997.

FURTHER PROVIDED, That in consideration of this Permit being issued for the work described in the application, the Permittee on its behalf and that of any successor or assign, and on behalf of any lessee, promises and agrees to perform all the terms of this Permit and to comply with all applicable laws, ordinances and regulations.

FURTHER PROVIDED, That the Permittee agrees on its behalf and that of any successor or assign to hold harmless, defend, and indemnify the City and County of San Francisco, including, without limitation, each of its commissions, departments, officers, agents and employees (hereinafter collectively referred to as the "City") from and against any and all losses, liabilities, expenses, claims, demands, injuries, damages, fines, penalties, costs or judgments including, without limitation, attorneys' fees and costs (collectively, "claims") of any kind allegedly arising directly or indirectly from (i) any act by, omission by, or negligence of, the Permittee or its subcontractors, or the officers, agents, or employees of either, while engaged in the performance of the work authorized by this Permit, or while in or about the property subject to this Permit for any reason connected in any way whatsoever with the performance of the work authorized by this Permit, or allegedly resulting directly or indirectly from the maintenance or installation of any equipment, facilities or structures authorized under this Permit, (ii) any accident or injury to any contractor or subcontractor, or any officer, agent, or employee of either of them, while engaged in the performance of the work authorized by this Permit, or while in or about the property, for any reason connected with the performance of the work authorized by this Permit, or arising from liens or claims for services rendered or labor or materials furnished in or for the performance of the work authorized by this Permit, (iii) injuries or damages to real or personal property, goodwill, and persons in, upon or in any way allegedly connected with the work authorized by this Permit from any cause or claims arising at any time, and (iv) any release or discharge, or threatened release or discharge, of any hazardous material caused or allowed by Permittee in, under, on, or about the property subject to this Permit or into the environment. As used herein, "hazardous material" means any substance, waste or material which, because of its, quantity, concentration of physical or chemical characteristics is deemed by any federal, state or local governmental authority to pose a present or potential hazard to

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human health or safety or to the environment.

FURTHER PROVIDED, That the Permittee must hold harmless, indemnify and defend the City regardless of the alleged negligence of the City or any other party, except only for claims resulting directly from the sole negligence or willful misconduct of the City. The Permittee specifically acknowledges and agrees that it has an immediate and independent obligation to defend the City from any claim which actually or potentially falls within this indemnity provision, even if the allegations are or may be groundless, false or fraudulent, which obligation arises at the time such claim is tendered to Permittee by the City and continues at all times thereafter. Permittee agrees that the indemnification obligations assumed under this Permit shall survive expiration of the Permit or completion of work.

FURTHER PROVIDED, That the Permittee shall obtain and maintain through the terms of this Permit general liability, automobile liability or workers' compensation insurance as the City deems necessary to protect the City against claims for damages for personal injury, accidental death and property damage allegedly arising from any work done under this Permit. Such insurance shall in no way limit Permittee's indemnity hereunder. Certificates of insurance, in form and with insurers satisfactory to the City, evidencing all coverages above shall be furnished to the City before commencing any operations under this Permit, with complete copies of policies furnished promptly upon City request.

FURTHER PROVIDED, That no structure shall be erected or constructed on said street except as specifically permitted herein;

FURTHER PROVIDED, That the Permittee shall pay a non-refundable fee of $148,500 for the one year extension of said occupancy;

FURTHER PROVIDED, That the Permittee shall, upon completion of all construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required, restore the street areas to the satisfaction of the Department of Public Works and reopen the areas to public use;

FURTHER PROVIDED, That this permission shall expire upon completion of said construction operations or upon determination by the Director of Public Works that said street occupancy is no longer required.

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director of Engineering
and City Engineer

APPROVED:

Mark A. Primeau, AIA
Director of Public Works

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
10-97-8

JUN 1 3 1997
Date Approved

Mayor

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FILE NO. 36-97-3.1 RESOLUTION NO. 573-97

[Mission Bay Plan Environmental Review]

ADOPTING ADDENDUM #2 TO FINAL EIR, AND ADOPTING AND INCORPORATING FINDINGS REGARDING FINAL ENVIRONMENTAL IMPACT REPORT AND ADDENDUM #2 TO FINAL EIR IN CONNECTION WITH AMENDMENTS TO THE MISSION BAY PLAN, WHICH FORMS A PART OF THE SAN FRANCISCO GENERAL PLAN, ZONING RECLASSIFICATION, AND AMENDMENTS TO THE CITY PLANNING CODE.

WHEREAS, On August 23, 1990, the Department of City Planning certified the Mission Bay Final Environmental Impact Report (FEIR) by Motion No. 12006; finding the FEIR in compliance with the provisions of the California Environmental Quality Act (CEQA), the State Guidelines, and Chapter 31 of the San Francisco Administrative Code; and

WHEREAS, On September 7, 1990, the Department of City Planning approved the Mission Bay Plan and related amendments to the Central Waterfront Plan and Elements of the General Plan for the Mission Bay planning area, and adopted findings regarding significant environmental impacts, alternatives, mitigation measures and a statement of overriding benefits associated with the Mission Bay project, as required by CEQA as set forth in the "Mission Bay Findings", Attachment A to City Planning Commission Resolution No. 12040, as modified in Resolution No. 13017; and

WHEREAS, The Mission Bay FEIR is a program-level EIR which analyzed the environmental effects of development within the Mission Bay planning area, and the Office of Environmental Review of the City

Planning Department published the Mission Bay FEIR Addendum No. 2, File No. 96.684E, dated April 10, 1997 which discusses the site-specific environmental impacts of the project; and

WHEREAS, On April 24, 1997, the City Planning Commission conducted a duly noticed public hearing and approved the amendments to the Mission Bay Plan by Resolution No. 14355, to the Planning Code by Resolution No. 14356, and to the Zoning Map by Resolution No. 14357;and

WHEREAS, On or about April 28, 1997, this Board of Supervisors received a copy of the FEIR and the Addendum No. 2; and

WHEREAS, This Board of Supervisors conducted a public hearing on the matter of adoption of Addendum No. 2,on June 3, 1997 prior to the consideration of the proposed project; now, therefore be it

RESOLVED, That this Board of Supervisors has reviewed and considered the FEIR, the Mission Bay Findings set forth in Planning Commission Resolution Nos. 12040 and 13017 and Board of Supervisors Resolution No.57-91, and the Addendum No. 2; and be it

FURTHER RESOLVED, That this Board of Supervisors adopts and incorporates by reference thereto the Mission Bay CEQA findings set forth in Planning Commission Resolution Nos. 12040 and 13017 and Board of Supervisors Resolution No. 57-91, copies of which are on file with the Clerk of the Board of Supervisors in File No. 36-97-3.1; and be it

FURTHER RESOLVED, That this Board of Supervisors adopts and incorporates by reference thereto the findings of the Department of

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City Planning concerning the FEIR Addendum No. 2, adopted by Planning Commission on April 24, 1997, Resolution Nos. 14355, 14356 and 14357 and copies of which are on file with the Clerk of the Board of Supervisors as File No. 36-97-3.1 .

RECOMMENDED:

CITY PLANNING COMMISSION

By: _____

GERALD GREEN, DIRECTOR OF PLANNING

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
36-97-3.1

JUN 1 3 1997
Date Approved

Mayor

FILE NO. 151-97-2

ORIGINAL
When Stamped in Red

RESOLUTION NO. 574-97

(Northeastern Waterfront Survey Area)

AMENDING RESOLUTIONS NO. 141-77, 607-91, 125-95 AND 414-96 DESIGNATING AND DESCRIBING THE NORTHEASTERN WATERFRONT SURVEY AREA BY ADDING REAL PROPERTY TO SAID SURVEY AREA.

WHEREAS, the original Northeastern Waterfront Survey Area was adopted by the Board of Supervisors of the City and County of San Francisco on February 28, 1977 under Resolution No. 141-77, amended on July 15, 1991 under Resolution No. 607-91, amended on February 13, 1995 under Resolution No. 125-95, and further amended on May 13, 1996 under Resolution No. 414-96; and

WHEREAS, the Northeastern Waterfront Survey resulted in the selection and adoption of the Rincon Point-South Beach Redevelopment Project Area; and

WHEREAS, the Redevelopment Plan for the Rincon Point - South Beach Redevelopment Project Area was originally adopted and approved by the Board of Supervisors of the City and County of San Francisco under Ordinance No. 14-81 on January 5, 1981; and

WHEREAS, the Redevelopment Agency of the City and County of San Francisco wishes to consider an amendment to the Rincon Point-South Beach Redevelopment Plan to add real property for the purpose of investigating the feasibility of the development of additional housing and complementary uses; and

Supervisor Yaki

WHEREAS, said real property proposed to be added is specifically described as Lots 15 and 25 of Assessor Block 3774, fronting both on Brannan Street and Federal Street, and located between Delancey Street and Second Street; and

WHEREAS, it is appropriate to examine if redevelopment powers are necessary and warranted relating to the development of additional housing and complementary uses; and

WHEREAS, in order to amend the Redevelopment Plan to add real property which was not a part of the original Survey Area to the Project Area, it is necessary to first amend the Survey Area to include the additional real property and thereafter amend the Redevelopment Plan; now, therefore, be it

RESOLVED, (1) that the area hereinafter described is hereby added to the Northeastern Waterfront Survey Area, and (2) that said area consists of all that real property within the City and County of San Francisco, State of California, bounded by a line described as follows: Beginning at a point in the southeasterly line of Federal Street distant thereon 253 feet southwesterly from the point intersection of said southeasterly line with the southwesterly line of First Street; thence southwesterly along said line of Federal Street a distance of 72 feet to a point; thence southeasterly at a right angle 80 feet to a point; thence southwesterly at a right angle, parallel with said line of Federal Street, a distance of 87.50 feet to a point; thence southeasterly at a right angle a distance of 275 feet to the northwesterly line of Brannan Street; thence northeasterly along said line of Brannan Street a

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distance of 137.50 feet to a point; thence northwesterly at a right angle, parallel with last said line of First Street 275 feet to a point; thence northeasterly at a right angle, parallel with said line of Federal Street, a distance of 22 feet to a point; thence northwesterly at a right angle 80 feet to the Point of Beginning.

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Leal Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 151-97-2

JUN 1 3 1997

Date Approved

Mayor

FILE NO. 161-97-3.1 RESOLUTION NO. 575-97

[Redevelopment Agency]

CONFIRMING THE ELECTION OF MEMBERS TO THE PROJECT AREA COMMITTEE FOR THE SOUTH OF MARKET REDEVELOPMENT PROJECT AREA

WHEREAS, Pursuant to the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.), the Redevelopment Agency of the City and County of San Francisco (the "Agency") is preparing a proposed Redevelopment Plan (the "Redevelopment Plan") for the South of Market Redevelopment Project (the "Project"); and,

WHEREAS, Section 33385.3 of the Community Redevelopment Law requires that the legislative body, under certain circumstances, call upon the residents and existing community organizations in a redevelopment project area to form a project area committee; and,

WHEREAS, By Resolution No. 268-97 adopted on March 28, 1997, the Board of Supervisors of the City and County of San Francisco (the "Board") determined that a project area committee shall be formed for the Project and approved and adopted "Articles of Formation for a Redevelopment Project Area Committee for the South of Market Redevelopment Project" (the "PAC Formation Procedures"); and,

WHEREAS, Pursuant to the PAC Formation Procedures and the PAC Election Procedures previously adopted by the Board on November 25, 1996 through Resolution No. 1087-96 ("PAC Election Procedures"), the Agency held an election on April 24, 1997 of Residential Owner-Occupant, Residential Tenant, Business Owner and existing Community Based Organization members to the South of Market Project Area Committee for the Project; and,

Supervisor Bierman

BOARD OF SUPERVISORS

WHEREAS, The Agency has reported the results of the South of Market Project Area Committee election to the Board; now, therefore, be it

RESOLVED, That, the Board of Supervisors hereby determines that the persons and entities identified on "The South of Market Market Project Area Committee Membership List" on file with the Clerk of the Board of Supervisors in File No. 161-97-3.1 _____ have been elected to serve as members of the Project Area Committee for the South of Market Redevelopment Project; and be it

FURTHER RESOLVED,That prior to the first meeting of the South of Market Project Area Committee, each of the elected existing Community Based Organizations shall designate one person to serve as the representative PAC member for that organization in accordance with the PAC Formation Procedures; and be it

FURTHER RESOLVED, That the Board of Supervisors finds that the PAC Election Procedures were followed for the election of members of the South of Market Project Area Committee for the Project.

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
161-97-3.1

JUN 1 3 1997
Date Approved

Mayor

FILE NO. 211-97-4 RESOLUTION NO. 576-97

[Resolution]

URGING THE BOARD OF EDUCATION TO NAME THE GYMNASIUM AT FRANCISCO MIDDLE SCHOOL IN HONOR OF MR. THOMAS KIM.

WHEREAS, Mr. Thomas Kim was physical education teacher at Francisco Middle School for 45 years, and was highly regarded by students, teachers, and administration; and

WHEREAS, Mr. Kim recognized the value of the symbiotic relationship between mind and body, and emphasized to students the importance of recreational and sports activities to complement their academic education; and

WHEREAS, Mr. Kim, was dedicated to helping students develop building blocks for understanding the value of teamwork, and taught a number of coaching and refereeing clinics to give students these skills; and

WHEREAS, Naming the gymnasium at Francisco Middle School in honor of Mr. Kim would be a fitting tribute; and

WHEREAS, The gymnasium at Francisco Middle School in not currently named after anyone; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Board of Education to name the gymnasium at Francisco Middle School in honor of Mr. Thomas Kim.

SUPERVISOR YEE, BROWN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 211-97-4

JUN 1 3 1997
Date Approved

Mayor

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FILE NO. 260-97-1 RESOLUTION NO. 577-97

[Bay Area Partnership]

EXPRESSING THE SUPPORT OF THE BOARD OF SUPERVISORS IN PARTICIPATION IN THE BAY AREA PARTNERSHIP: BUILDING HEALTHY AND SELF-SUFFICENT COMMUNITITES FOR ECONOMIC PROSPERITY

WHEREAS, The County of San Francisco is committed to the best practices for the Health and Welfare of its Residents; and

WHEREAS, There is ample evidence that the resources spent by our nation, state and communities have not achieved the level of well-being, self-sufficiency and sustainability that we expect we can and should achieve; and

WHEREAS, Recent research and experience has pointed to the importance of new approaches that are focused on outcomes, oriented to family and community assets, emphasizing family support, involving "clients" and neighborhoods as "customers" and linking such approaches to economic and neighborhood revitalization strategies have shown significant promise of achieving greater results; and

WHEREAS, Organizations throughout the Bay Area have endorsed the goals and principles of the Bay Area Partnership: Building Healthy and Self-Sufficient Communities for Economic Prosperity, a partnership that is dedicated to promoting coordinated strategies for economic and community development; and

WHEREAS, The Bay Area Partnership is supported by the Bay Area Council, ABAG and The United Way; The Bay Area Economic Forum and the Northern California Council for the Community; and

WHEREAS, The Board of Supervisors of the City and County of San Francisco is dedicated to better serving our citizens, building economic vitality and sustainability in all the communities and neighborhoods, and informing and strengthening our communications and relationships with the State and Federal Governments; now therefore, be it

BOARD OF SUPERVISORS

Supervisor Yaki, Bierman, Leal, Brown

RESOLVED, That the Board of Supervisors of the City and County of San Francisco encourages collaboration with our colleagues in the Bay Area to identify the best economic and community development practices and share such information and lessons with one another; and further, be it

RESOLVED, That the Board of Supervisors supports participation in The Bay Area Partnership: Building Healthy and Self-Sufficient Communities for Economic Prosperity.

BOARD OF SUPERVISORS

Supervisor Yaki

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Adopted - Board of Supervisors, San Francisco June 9, 1997

Ayes: Supervisors Ammiano Brown Katz Kaufman Leal Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
260-97-1

JUN 13 1997
Date Approved

Mayor

FILE NO. 92-95-39.5 RESOLUTION NO. 578-97

[Appointment]
APPOINTING MEMBER TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Poisoning Prevention Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Lothell Holloway, Sr. (Seat 26620 - expertise in neighborhood concerns), vice Leticia Alcantar, term expired August 20, 1995, for a new four-year term ending August 20, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-95-39.5

JUN 18 1997
Date Approved

Mayor

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FILE NO. 4-97-27 RESOLUTION NO. 579-97

[BAY AREA - MEXICO YOUTH SOCCER EXCHANGE PROGRAM WEEK]

DECLARATION OF A USA - MEXICO YOUTH SOCCER EXCHANGE PROGRAM WEEK, BRINGING BAY AREA AND MEXICAN SOCCER TEAMS TOGETHER IN SAN FRANCISCO FOR SOCCER COMPETITION AND SOCIAL ACTIVITIES ALLOWING GOOD FELLOWSHIP AND GREATER MUTUAL CULTURAL UNDERSTANDING BETWEEN THE VISITING YOUTH FROM MEXICO AND LOCAL YOUNG ATHLETES FROM SAN FRANCISCO.

WHEREAS, The Association Mexico-Americana De Soccer (AMAS) has organized a youth soccer exchange program, allowing players from Mexico and the United States to play soccer in each others' country; and,

WHEREAS, The exchange program allows not only players, but also coaches, families and Mayors from each city to accompany the teams and participate in the Bay Area visit; and,

WHEREAS, In March, 1997 boys and girls from San Francisco journeyed to Cuernavaca to participate in a tournament with local teams, as well as enjoying goodwill and new cultural experiences; and

WHEREAS, In order to make the visit to San Francisco a memorable, enriching experience for both the Mexican and American youth alike, the Association Mexico-Americana De Soccer is hosting the week of July 18, 1997 through July 26, 1997 as a week to bring public notice and appreciation of the importance of fostering cultural understanding and trust in the spirit of Soccer; now, therefore, be it

**SUPERVISOR GAVIN NEWSOM, BIERMAN, LEAL, KATZ, MEDINA

RESOLVED, That the Board of Supervisors, and the Mayor of the City and County of San Francisco recognize the importance of such a cultural exchange toward the physical and intellectual development of youth; and be it

FURTHER RESOLVED, That the Board of Supervisors and the Mayor proclaim the week of July 18, 1997 through July 26, 1997 as USA-Mexico Soccer Cultural Exchange Week to make this year's tournament and festivities as memorable as possible.

**SUPERVISOR GAVIN NEWSOM

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
4-97-27

JUN 18 1997

Date Approved

Mayor

FILE NO. 6-97-115 RESOLUTION NO. 580-97

[PROCLAMATION]

COMMENDING THE VOLUNTEERS OF VISITING NURSES AND HOSPICE OF SAN FRANCISCO AND DECLARING WEDNESDAY, JUNE 25, 1997 VISITING NURSES AND HOSPICE VOLUNTEERS APPRECIATION DAY IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, OVER 260 INDIVIDUALS SERVE AS VOLUNTEERS WITH VISITING NURSES AND HOSPICE OF SAN FRANCISCO HELPING TO PROVIDE CARE FOR MORE THAN 450 INDIVIDUALS WHO HAVE TERMINAL ILLNESSES, INCLUDING CANCER, AIDS, AND OTHER LIFE THREATENING DISEASES; AND

WHEREAS, THESE VOLUNTEERS PROVIDE A WIDE RANGE OF SUPPORT SERVICES TO VNH PATIENTS AND THEIR FAMILIES INCLUDING DIRECT PATIENT CARE; TAKING PATIENTS TO MEDICAL APPOINTMENTS OR RUNNING ERRANDS; SPIRITUAL SUPPORT; BEREAVEMENT COUNSELING TO FAMILY MEMBERS; AND MANY RESPONSIBILITIES AT COMING HOME HOSPICE IN THE CASTRO AMONG OTHERS; AND

WHEREAS, ON AN ANNUAL BASIS VNH VOLUNTEERS PROVIDE MORE THAN 24,000 HOURS OF SERVICE THAT NOT ONLY MAKE THE PATIENTS' LIVES BETTER AND MORE COMFORTABLE, BUT ALSO SAVED THESE INDIVIDUALS AND THEIR FAMILIES AN ESTIMATED $259,000 IN 1996 BY DONATING THESE SERVICES; NOW, THEREFORE, BE IT,

RESOLVED, THAT THE BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO COMMEND AND CONGRATULATE THE VOLUNTEERS OF VNH FOR THEIR OUTSTANDING TRADITION OF HUMANITARIAN SERVICE AND CARE FOR INDIVIDUALS IN NEED; AND, BE IT

Supervisors Leal, Bierman, Katz, Medina

BOARD OF SUPERVISORS

FURTHER RESOLVED, THAT IN RECOGNITION OF THESE TREMENDOUS ACTS OF COMPASSION AND CARE THROUGHOUT THE YEAR, WEDNESDAY, JUNE 25, 1995 IS DESIGNATED AS VISITING NURSES AND HOSPICE VOLUNTEERS APPRECIATION DAY IN THE CITY AND COUNTY OF SAN FRANCISCO.

SUPERVISOR SUSAN LEAL

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-115

JUN 1 8 1997
Date Approved

Mayor

FILE NO. 6-97-116 RESOLUTION NO. 581-97

[Proclamation]

RESOLUTION COMMENDING COLUMBIA PARK BOYS AND GIRLS CLUB FOR ITS EFFORTS TO DEVELOP PROGRAMS TO EMPOWER GIRLS AND TO ENCOURAGE THEIR EQUAL PARTICIPATION AND DECLARING SATURDAY, JUNE 28, 1997 "COLUMBIA PARK BOYS AND GIRLS CLUB GIRLS DAY" IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, Columbia Park Boys and Girls Club is a multi-cultural youth development agency located in the Mission District serving over 1,500 youth each year; and

WHEREAS, Columbia Park Boys and Girls Club after 100 years of serving boys formally invited girls to participate in Columbia Park activities in 1995; and

WHEREAS, Columbia Park Boys and Girls Club in an effort to encourage their representation of girls and to meet their specific needs created a Girls Services department whose objectives are to develop self-confidence and self-esteem, promote healthy interaction between girls and boys and to develop self-empowerment through physical, financial and emotional stability; and

WHEREAS, Columbia Park Boys and Girls Club has successfully been able to increase the number of female members to represent 33% of the total membership; and

WHEREAS, Columbia Park Boys and Girls Club is organizing its first-ever Girls Day on Saturday, June 28, 1997 to an opportunity for women to act as a Big Buddy to a disadvantaged girl between the 7-13 years of age for a day of games, food, fun and prizes; and

Supervisors Leal, Kaufman, Bierman, Katz, Medina

BOARD OF SUPERVISORS

WHEREAS, Girls Day sends a powerful message that girls programming as well as youth development is essential to creating future leaders and responsible citizens; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commend Columbia Park's efforts to promote the interests of girls and proclaims Saturday, June 28, 1997 as Columbia Park Boys and Girls Club Girls Day in the City and County of San Francisco.

Supervisor Susan Leal

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-116

JUN 1 8 1997
Date Approved

Mayor

RESOLUTION NO. 582-97

[Commending Yori Wada]

COMMENDING YORI WADA FOR HIS LEADERSHIP AND DEDICATION TO MINORITY YOUTH AND DECLARING JUNE 8, 1997 AS "YORI WADA DAY" IN SAN FRANCISCO.

WHEREAS, Yori Wada, has served as a model for empowering youth and has worked to ensure that the community address the struggles and concerns of minority youth; and

WHEREAS, Over the past years, Yori Wada's professional life was dedicated to assisting youth through his work at Booker T. Washington Community Center, the Buchanan YWCA, and as a Parole Board member for the California Youth Authority; and

WHEREAS, As a volunteer, Yori Wada's public service has included the Civil Service Commission, the Board of Regents of the University of California, the Mayor's Criminal Justice Council, the San Francisco Social Services Commission and the San Francisco Juvenile Justice Commission; and

WHEREAS, Yori Wada has also served on the board of community organizations such as the San Francisco Conservation Corps, the San Francisco Private Industry Council, the Western Addition Council of Youth-Serving Agencies; and

WHEREAS, Yori Wada is a champion in the Asian Pacific American community and serves as a bridge to other communities; and

[Supervisor Teng], Bierman, Kaufman, Leal, Katz, Medina

BOARD OF SUPERVISORS

WHEREAS, At the Japanese Community Youth Council's 27th Anniversary, a Celebration and Special Tribute will be given to Yori Wada; therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends Yori Wada for his leadership and dedication to minority youth; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby declares June 8, 1997 as "Yori Wada Day" in San Francisco.

[Supervisor Teng]

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
6-97-117

JUN 18 1997
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 6-97-118 RESOLUTION NO. 583-97

[Commend San Francisco Food Bank]

COMMENDING THE SAN FRANCISCO FOOD BANK ON THE COMPLETION OF ITS NEW WAREHOUSE AND DISTRIBUTION CENTER AND PROCLAIMING JUNE 24, 1997 AS "SAN FRANCISCO FOOD BANK" DAY.

WHEREAS, The San Francisco Food Bank was incorporated as a non-profit organization in 1987 with the dual mission of feeding the hungry and preventing food waste; and,

WHEREAS, The San Francisco Food Bank's collects unmarketable edible food from large manufacturers, supermarket chains, wholesalers, farmers, brokers, and food drives; and,

WHEREAS, The food products collected include leftovers from promotions, products affected by labeling regulations or manufacturing glitches, expired coupons or code dates, and test-market products, which are later distributed to local human service agencies; and,

WHEREAS, In 1996, the San Francisco Food Bank distributed more than 7 million pounds of food valued at over $10 million dollars; and,

WHEREAS, 90,000 San Franciscans including, disadvantaged children, families in crisis or transition, low-income seniors, people living with HIV or AIDS, the homeless, and the working poor face the threat of hunger on a daily basis; and,

WHEREAS, 25,000 San Franciscans are fed each month through more than 350 community centers, soup kitchens, congregations, AIDS support programs, food pantries, shelters, senior programs, and child care centers with food collected by the Food Bank; and,

WHEREAS, In addition to the food distribution program, the Food Bank provides direct service to member agencies that include the Emergency Food Box, Brown Bag, C.A.R.E., Partners in Need and the Disaster Relief programs; and,

Supervisors Medina, Bierman

BOARD OF SUPERVISORS

WHEREAS, The San Francisco Food Bank's staff of 30 perform daily operations with the invaluable help of numerous volunteers, who in 1996 logged over 53,000 hours of time to collect food and feed the hungry; now, therefore be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends the remarkable humanitarian labor of the San Francisco Food Bank on the occasion of the completion of the new warehouse and distribution center; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby proclaims June 24, 1997 as "San Francisco Food Bank Day" in the City and County of San Francisco.

Supervisor José Medina , Bierman

BOARD OF SUPERVISORS

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oc

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
6-97-118

JUN 18 1997
Date Approved

Mayor

FILE NO. 12-97-23 RESOLUTION NO. 584-97

(Health Care Coverage)

RESOLUTION IN SUPPORT OF CALIFORNIA SENATE BILL 392 BY SENATOR ROSENTHAL WHICH WOULD ALLOW DEPENDENTS OF EMPLOYEES WHO LOSE MEDI-CAL COVERAGE TO ENROLL IN THE HEALTH INSURANCE PLAN OF CALIFORNIA WHEN THE EMPLOYEE ALSO OBTAINS HEALTH CARE COVERAGE THROUGH THE HEALTH INSURANCE PLAN OF CALIFORNIA

WHEREAS, The Health Insurance Plan of California (HIPC) is a state-sponsored purchasing alliance which enables small businesses to purchase affordable health insurance for their employees and defines small businesses as those with 3 to 50 employees; and

WHEREAS, Over 6,700 small businesses in California purchase health care coverage for over 125,000 employees and dependents through the HIPC; and

WHEREAS, Small businesses in San Francisco can also participate in the HIPC and currently 9,400 employees (and dependents) of small businesses obtain health care coverage from health plans participating in this program; and

WHEREAS, Qualifying employees and/or dependents must enroll in the HIPC during the established enrollment period and persons who elect not to enroll during this period are termed "late enrollees" and may be refused enrollment in the employee-sponsored plan for a period of up to twelve months; and

WHEREAS, There is concern that low-wage employees of small businesses who cannot afford dependent coverage may decline the coverage because their income is low enough to make the dependent eligible for the State's Medi-Cal program, but that employees may subsequently receive pay raises which result in their dependent(s) no longer being eligible for Medi-Cal due to their higher income; and

Supervisors Leal, Bierman, Katz, Medina

BOARD OF SUPERVISORS

WHEREAS, Current HIPC regulations would prevent such dependents from enrolling in this program upon losing Medi-Cal coverage because they would be considered a late enrollees; and

WHEREAS, Senate Bill 392 would allow eligible dependents who initially chose not to enroll in the small employer-sponsored plan due to Medi-Cal coverage to be added as a HIPC participant if they subsequently lose Medi-Cal coverage and would not consider the dependents to be a late enrollees; and

WHEREAS, Senate Bill 392 maximizes the level of private coverage and contributes toward maintaining the number of dependents who have health care coverage; and

WHEREAS, The City and County has an estimated uninsured population of 120,000, is currently exploring mechanisms to increase the number of insured residents and believes that expanded health care coverage should be provided; now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports and urges the California Legislature to pass Senate Bill 392 which allows dependents of employees who lose Medi-Cal coverage to enroll in the Health Insurance Plan of California when the employee also obtains health care coverage through the Health Insurance Plan of California; and be it

FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward a copy of this resolution to the City's lobbyist in Sacramento, California.

Supervisor Susan Leal

BOARD OF SUPERVISORS

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JUL 17 1997

SAN FRANCISCO

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
12-97-23

JUN 18 1997
Date Approved

Mayor

FILE NO. 12-97-24 RESOLUTION NO. 585-97

(Health Care Coverage)

RESOLUTION IN SUPPORT OF CALIFORNIA SENATE BILL 393 BY SENATOR ROSENTHAL WHICH WOULD ESTABLISH A STATE-SPONSORED HEALTH INSURANCE PURCHASING POOL FOR MID-SIZED BUSINESSES WITH 51 TO 100 EMPLOYEES

WHEREAS, An estimated 6.5 million Californians are uninsured and lack access to routine preventive and primary health care; and

WHEREAS, Estimates are that 85% of California's uninsured are in families with a least one working adult; and

WHEREAS, A significant number of employers are unable to offer health care coverage to their employees because it is prohibitively expensive; and

WHEREAS, The Health Insurance Plan of California (HIPC) is a state-sponsored purchasing alliance which enables small businesses to purchase affordable health insurance for their employees and defines small businesses as those with 3 to 50 employees; and

WHEREAS, Over 6,700 small businesses in California purchase health care coverage for over 125,000 employees and dependents through the HIPC; and

WHEREAS, Small businesses in San Francisco can also participate in the HIPC and currently 9,400 employees (and dependents) of small businesses obtain health care coverage from health plans partcipating in this program; and

WHEREAS, Data indicates that 20% of all businesses participating in HIPC had previously not provided health care coverage to their employees and/or dependents; and

WHEREAS, Mid-sized businesses, those with 51 to 100 employees, have a difficult time purchasing affordable health care coverage based on the type of business industry, higher premiums and a variety of other factors;

Supervisors Leal, Bierman, Kaufman, Katz, Medina

BOARD OF SUPERVISORS

WHEREAS, Senate Bill 393 would create a health insurance purchasing pool for mid-sized businesses which employ 51 to 100 employees, similar to that which exists for small businesses with 3 to 50 employees; and

WHEREAS, Senate Bill 393 furthers efforts to provide affordable health care coverage to businesses and can increase the number of persons with health insurance; and

WHEREAS, The City and County of San Francisco, with an estimated 120,000 uninsured residents, is supportive of efforts to increase the number of insured persons and is exploring options to expand health care coverage; now therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports and urges the California Legislature to pass Senate Bill 393 which establishes a state-sponsored health insurance purchasing pool for mid-sized businesses with 51 to 100 employees; and be it

FURTHER RESOLVED, That the Board directs the Clerk of the Board to forward a copy of this resolution to the City's lobbyist in Sacramento, California.

Supervisor Susan Leal

BOARD OF SUPERVISORS

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JUL 17 1997

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
12-97-24

JUN 18 1997
Date Approved

Mayor

FILE NO. 65-97-10 RESOLUTION NO. 586-97

[Sublease Agreement]

APPROVING AND AUTHORIZING AN AGREEMENT BY AND BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND OFF-DUTY PRODUCTIONS FOR THE SUBLEASE OF BUILDING 2 ON NAVAL STATION TREASURE ISLAND.

WHEREAS, On February 20, 1996, the United States Government, acting by and through the United States Navy (the "Navy") entered into that certain lease agreement with the San Francisco Redevelopment Agency (the "Agency") for the use and occupancy of Building 2 on Treasure Island (the "Master Lease"); and

WHEREAS, Pursuant to that certain Assignment and Assumption Agreement by and between City and the Agency, approved by Board of Supervisors' Resolution No. 1110-96, adopted December 9, 1996, all of the Agency's rights and obligations as tenant under the Master Lease were assigned to and assumed by City; and

WHEREAS, Off-Duty Productions, Inc., ("Subtenant") wishes to sublease from the City Building 2 on Treasure Island (the "Premises") as a production facility for the "Nash Bridges" television program, on the terms and conditions of a sublease agreement substantially in the form of the Sublease filed with the Clerk of the Board in File No. 65-97-10 (the "Sublease"); and

WHEREAS, The Sublease is for a term commencing on July 1, 1997, and expiring on June 30, 1998; and

WHEREAS, Under the Sublease, Subtenant shall pay City rent in the amount of $16,000 per month; now, therefore, be it

///

RESOLVED, That the Board hereby approves the Sublease and authorizes the Mayor, or the Mayor's designee, to enter into on behalf of the City the Sublease with Subtenant; and be it

FURTHER RESOLVED, That the Board authorizes the Mayor, or the Mayor's designee, to enter into modifications to the Sublease (including, without limitation, the attachment of exhibits) that the Mayor determines are in the best interests of the City, do not materially increase the obligations or liabilities of the City, and are necessary and advisable to effectuate the purpose and intent of this resolution.

RECOMMENDED:

Director, Treasure Island Project Office

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
65-97-10

JUN 1 8 1997

Date Approved

Mayor

FILE NO. 92-97-13.1 RESOLUTION NO. 587-97

[Appointments]
APPOINTING MEMBERS TO THE ADVISORY COUNCIL TO THE COMMISSION ON THE AGING.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Advisory Council to the Commission on the Aging, pursuant to the provisions of San Francisco Administrative Code, Section 5.54, for the terms specified:

Tsuyako "Sox" Kitashima (Seat 20308 - nominee of Supervisor Teng), vice Donna Calame, term expired March 31, 1997, for new two-year term ending March 31, 1999.

William F. Hollabaugh (Seat 20311 - nominee of Supervisor Ammiano), vice Arthur Hurwith, term expired March 31, 1997, for new two-year term ending March 31, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-13.1

JUN 18 1997
Date Approved

Mayor

DOCUMENTS DEPT.

JUL 17 1997

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FILE NO. 92-97-16.1 RESOLUTION NO. 588-97

[Appointments]
NOMINATING MEMBERS FOR APPOINTMENT BY THE MAYOR TO THE CITIZENS ADVISORY COMMITTEE ON ELECTIONS.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby nominate the hereinafter designated persons for appointment by the Mayor to the Citizens Advisory Committee on Elections, pursuant to the provisions of the San Francisco Administrative Code, Section 5.81, for the terms specified:

Christopher L. Bowman (Seat 30105), vice himself, term expired May 16, 1997, for new four-year term ending May 16, 2001.

Samson W. Wong (Seat 30106), vice himself, term expired May 16, 1997, for new four-year term ending May 16, 2001.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-16.1

JUN 18 1997
Date Approved

Mayor

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JUL 17 1997

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FILE NO. 92-97-21 RESOLUTION NO. 589-97

[Appointment]
APPOINTING MEMBER TO THE SUNSHINE ORDINANCE TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Sunshine Ordinance Task Force, pursuant to the provisions of the San Francisco Administrative Code, Section 67.30, for the term specified:

David J. Watkins (Seat 27106 - must be member of the public with interest/experience in local government), vice Sue Hestor, resigned, for unexpired portion of two-year term ending April 27, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 92-97-21

JUN 18 1997
Date Approved

Mayor

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JUL 17 1997

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FILE NO. 92-97-22.1 RESOLUTION NO. 590-97

[Appointments]
APPOINTING MEMBERS TO THE CITY-WIDE ALCOHOLISM ADVISORY BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the City-Wide Alcoholism Advisory Board, pursuant to the provisions of the California Health and Safety Code, Section 11805, for the terms specified:

William J. Bisesto (Seat 20610 - must have professional, research, or personal interest in alcoholism), vice himself, term expiring July 1, 1997, for new three-year term ending July 1, 2000.

Thomas D. Stern (Seat 20611 - must have professional, research, or personal interest in alcoholism), vice Georgia B. Creel, term expiring July 1, 1997, for new three-year term ending July 1, 2000.

Deborah D. Dupire (Seat 20613 - must have professional, research, or personal interest in alcoholism), vice herself, term expiring July 1, 1997, for new three-year term ending July 1, 2000.

Eugene Coleman (Seat No. 20614 - must have professional, research, or personal interest in alcoholism), vice himself, term expiring July 1, 1997, for new three-year term ending July 1, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-22.1

JUN 18 1997
Date Approved

Mayor

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JUL 17 1997

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FILE NO. 92-97-26 RESOLUTION NO. 591-97

[Appointments]
APPOINTING MEMBERS TO THE DRUG ABUSE ADVISORY BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Drug Abuse Advisory Board, pursuant to the provisions of San Francisco Administrative Code Section 15.9, for the terms specified:

Randy S. Salenfriend (Seat 22112 - must represent the public at large), vice Jene Meyer, resigned, for unexpired portion of three-year term ending October 1, 1997.

Cedric Akbar (Seat 22109 - must represent the public at large), vice Kenneth Akinaka, resigned, for unexpired portion of three-year term ending October 1, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 92-97-26

JUN 18 1997
Date Approved

Mayor

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[Mid-Mission Liquor Moratorium]

IMPOSING INTERIM ZONING CONTROLS TO ESTABLISH THE MID-MISSION ALCOHOLIC BEVERAGE SPECIAL USE DISTRICT AND PROHIBIT THE INTRODUCTION OF ADDITIONAL ESTABLISHMENTS, OR ANY EXPANSION OF EXISTING ESTABLISHMENTS, SELLING ALCOHOLIC BEVERAGES IN THE AREA GENERALLY BOUNDED BY CESAR CHAVEZ STREET, MISSION STREET, RANDALL STREET, SAN JOSE AVENUE AND GUERRERO STREET FOR AN EIGHTEEN (18) MONTH PERIOD AND MAKING DETERMINATION OF CONSISTENCY WITH THE PRIORITY POLICIES OF PLANNING CODE SECTION 101.1.

WHEREAS, The Board of Supervisors recently amended the San Francisco Planning Code by adding Section 781.8 to prohibit the establishment of certain types of uses selling alcohol in the Mission Alcoholic Beverage Special Use District; and,

WHEREAS, The implementation of permanent controls on uses selling alcoholic beverages in the Mission Alcoholic Beverage Special Use District was necessary to address numerous problems associated with the sale of alcoholic beverages in that District; and,

WHEREAS, The property in the area generally bounded by Cesar Chavez Street, Mission Street, Randall Street, San Jose Avenue and Guerrero Street ("Mid-Mission"), which adjoins the Mission Alcoholic Beverage Special Use District, also has an unusually large number of establishments selling alcoholic beverages for both on-site and off-site consumption; and,

WHEREAS, The existence of this inordinate number of establishments contributes directly to numerous peace, health, safety and general welfare problems in and about the Mid-Mission neighborhood, including loitering, littering, threatening behavior, public drunkenness, defacement and damaging of structures, pedestrian and vehicle traffic obstructions, parking and noise problems on public streets and neighborhood lots, vandalism, graffiti, and other behavior detrimental to the neighborhood fabric; and,

WHEREAS, The existence of such problems creates serious impacts on the health, safety and welfare of residents of nearby single and multiple-family areas, including fear for the safety of children, elderly residents, disabled persons, and visitors to the area; and,

WHEREAS, Such problems also contribute to the deterioration of the Mid-Mission neighborhood, concomitant devaluation of property, and destruction of community values and quality of life; and,

WHEREAS, Such adverse impacts also discourage more desirable and needed commercial uses in the Mid-Mission neighborhood; and,

WHEREAS, The proliferation of establishments selling alcoholic beverages in this area has had, and will continue to have, detrimental impacts on the area; and,

WHEREAS, The State of California regulates the sale of alcoholic beverages through the Alcoholic Beverage Control Act,

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codified in California Business and Professions Code Sections 23000 et seq. ("ABC Act"). The ABC Act, Business and Professions Code § 23790, specifies that "no retail license shall be issued for any premises which are located in any territory where the exercise of the rights and privileges conferred by the license is contrary to a valid zoning ordinance of any county or city"; and,

WHEREAS, Under existing law, the ABC Act does not preempt San Francisco from enacting valid zoning legislation intended to regulate the location of establishments selling alcoholic beverages in a manner that best protects the health, safety and welfare of the people of the City; and,

WHEREAS, The procedure for consideration and imposition of interim zoning controls by the Board of Supervisors is set forth in Section 306.7 of the City Planning Code; and,

WHEREAS, Planning Code Section 306.7 requires the Board of Supervisors to consider the impact on the public health, safety, peace and general welfare if these interim controls are not imposed; and,

WHEREAS, The imposition of these interim zoning controls is necessary to preserve the status quo, and alleviate existing negative impacts on the Mid-Mission neighborhood, if not to improve the status quo, pending a study and a determination by the Department of City Planning and the Board of Supervisors of the appropriate permanent controls for establishments selling alcoholic beverages in and about the Mid-Mission neighborhood; and,

WHEREAS, These controls are intended and designed to deal with and ameliorate the problems and conditions associated with establishments that sell alcoholic beverages in and about the Mid-Mission neighborhood by restricting the location of such establishments and expansion of existing establishments during the next eighteen (18) months; now, therefore, be it

RESOLVED, That by this resolution the Board of Supervisors hereby establishes the Mid-Mission Alcoholic Beverage Special Use District; and, be it

FURTHER RESOLVED, That for purposes of this interim control, "Mid-Mission Alcoholic Beverage Special Use District" shall mean the area generally bounded by Cesar Chavez Street on the north, Mission Street on the east, Randall Street on the south, San Jose Avenue and Guerrero Street on the west, including the properties fronting on each side of these street boundaries. The Mid-Mission Alcoholic Beverage Special Use District shall encompass all of the following Assessor's block numbers: 6574, 6575, 6576, 6595, 6596, 6597, 6598, 6635, 6660; and shall encompass portions of the following Assessor's block numbers, as set forth herein: block 6577, lots 1, 2, 3, 4, 5, 6, 7, 8 and 9; block 6594, lots 1, 2, 3, 4, 5, 6, 6A and 7; block 6599, lots 1, 1A, 1B, 1C, 1D, 35, 36, 37, 39, 40, 41 and 42; block 6616, lots 1, 2, 3, 4, 5, 6, 7, 8 and 9; block 6617, lots 2, 4 and 8; block 6634, lots 2A, 32 and 33; block 6636, lots 1, 4A, 5, 6 and 9; block 6659, lots 2, 4, 5, 6, 7, 8, 9, 9A, 10 and 14; block 6657, lot 18; block 6661, lot 21; block 5501,

lots 34, 44A, 45, 46, 47, 48, 49, 50, 51, 53 and 54; block 5518, lots 12, 14, 15, 16, 17, 18 and 19; block 5609, lots 12, 15, 16, 17, 28 and 29; block 5615, lots 52, 51, 50, 49, 44, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 42, 41, 78, 40, 39, 38, 37, 36, 35, 34, 33, 102, 103, 104, 105, 106, 107, 108, 72, 71, 70, 28, 99, 100, 101 and 80; block 5642, lots 20, 27, 28, 49, 50 and 63; block 5673, lots 18, 19, 20, 21, 22, 23, 24, 25, 37, 39 and 40; block 5674, lots 20, 21, 22 and 23; and block 5712, lots 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 and 45; and, be it

FURTHER RESOLVED, That, in the Mid-Mission Alcoholic Beverage Special Use District, the restrictions and prohibitions set forth in Part II, Chapter II, of the San Francisco Municipal Code ("Planning Code"), Section 781.8, governing the Mission Alcoholic Beverage Special Use District, shall apply; and, be it

FURTHER RESOLVED, That these interim controls shall remain in effect for eighteen (18) months or until the adoption of permanent legislation regulating establishments that sell alcoholic beverages in the Mid-Mission Alcoholic Beverage Special Use District, whichever first occurs; and, be it

FURTHER RESOLVED, That these interim controls advance and are consistent with the priority policies of Planning Code Section 101.1 in that they attempt to preserve and enhance existing neighborhood-serving retail uses, conserve existing housing and

neighborhood character, preserve residential neighborhoods, conserve City commerce, and control uses which have an adverse impact on City services.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
MIRIAM L. STOMBLER
Deputy City Attorney

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Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina
Newsom Teng Yaki

Absent: Supervisors Kaufman Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
111-97-3

JUN 18 1997
Date Approved

Mayor

FILE NO. 161-97-6 As amended in Board 6/16/97 RESOLUTION NO. 593-97

(Redevelopment Agency Budget)

APPROVING AN INTERIM BUDGET OF THE REDEVELOPMENT AGENCY OF THE CITY AND COUNTY OF SAN FRANCISCO FOR FISCAL YEAR 1997-98

WHEREAS, The Redevelopment Agency of the City and County of San Francisco (the "Agency") is implementing various Redevelopment Plans in the City and County of San Francisco (the "City") in accordance with the Community Redevelopment Law of the State of California (the "Law"); and

WHEREAS, Section 33606 of the Law provides for approval of the annual Budget of the Agency by the Legislative Body of the City (the "Board of Supervisors"); and

WHEREAS, The Agency has submitted to the Board of Supervisors for approval its annual budget for fiscal year 1997-98 (the "Budget"); now, therefore, be it

RESOLVED, By the Board of Supervisors of the City and County of San Francisco that it does hereby approve the Interim Budget of the Agency, as such Interim Budget is shown in Exhibit "A" attached hereto and incorporated as if set forth in full herein; and, be it

FURTHER RESOLVED, No money is to be spent for action to be taken at Hunters Point Shipyard that would result in a waiver of CEQA or would result in clean-up to less than residential standards without prior Board approval.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 161-97-6

JUN 18 1997
Date Approved

Mayor

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JUL 17 1997

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As amended in Board
6/16/97

FILE NO. 173-97-3 RESOLUTION NO. 594-97

[Port Loan Agreement]

APPROVING AND AUTHORIZING A LIMITED SUBORDINATE CREDIT FACILITY BETWEEN THE PORT COMMISSION OF THE CITY AND COUNTY OF SAN FRANCISCO, AS BORROWER, AND CANADIAN IMPERIAL BANK OF COMMERCE, AS LENDER, FOR A LOAN OF UP TO $12,000,000 FOR A TERM OF 10 YEARS, TO FINANCE THE PORT MAINTENANCE FACILITY PROJECT AND THE PROPOSED CALTRANS SITE ACQUISITION PROJECT, INCLUDING A LIMITED INDEMNITY OF THE BANK UNDER SUCH CREDIT FACILITY; APPROVING AND AUTHORIZING AN INTEREST RATE CAP CONFIRMATION AGREEMENT IN CONNECTION WITH SUCH CREDIT FACILITY; AND RATIFYING CERTAIN PRIOR ACTS.

WHEREAS, Under Section B3.581 of the City's Charter, the Port Commission of the City and County of San Francisco has the power and duty to use, conduct, operate, maintain, manage, regulate and control Port property and administer the powers set forth in the Statutes of 1968, Chapter 1333 (the "Burton Act"); and,

WHEREAS, The Port Commission has decided to move the Port's maintenance facility from its existing location at Pier 46B to Pier 50D (the "Maintenance Facility Project"); and,

WHEREAS, The Port Commission has determined that the Maintenance Facility Project will provide the Port with a modern facility that will result in significant operating efficiencies; and,

WHEREAS, As part of the Maintenance Facility Project, the Port intends to fully vacate Pier 46, which requires the relocation of approximately 12 commercial tenants from Pier 46A, in addition to the relocation of the maintenance department from Pier 46B; and,

WHEREAS, As part of the Maintenance Facility Project, the Port intends to make improvements to future sites which the Port's maintenance operation and its tenants will occupy, and to pay for certain relocation costs; and,

WHEREAS, Section 2.6 of the Burton Act, which was added by Chapter 11, Statutes of 1984 of the California Legislature (Assembly Bill 84, W. Brown), requires the State Director of Transportation, in consultation with the Director of Finance, to negotiate with the City's Port for the transfer of certain real property bounded by King, Second, Berry and Third Streets, and described generally as Assessor's Block 3794, Lots 3b, 26 and 27 (the "Caltrans Parcel") to the City, in trust, subject to the conditions and reservations contained in the Burton Act; and,

WHEREAS, On January 29, 1997, the California Transportation Commission approved the basic terms of a sale to the City of the Caltrans Parcel, in accordance with A.B. 84; and,

WHEREAS, At its meeting of March 11, 1997, the Port Commission endorsed the basic terms of an agreement in principle for the proposed purchase of the Caltrans Parcel, consistent with the terms of sale which the California Transportation Commission approved, (the "Caltrans Site Acquisition Project"); and,

WHEREAS, As part of the proposed Caltrans Site Acquisition Project, the Port may be required after the closing of the purchase to pay certain of the costs of relocating tenants from the Caltrans Parcel; and,

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WHEREAS, On September 24, 1996, the Port Commission, by Resolution No. 96-101, authorized the Executive Director of the Port to issue a request for proposals ("RFP") for a credit facility to finance the Maintenance Facility Project and the proposed Caltrans Site Acquisition Project; and,

WHEREAS, The Port issued its RFP for a credit facility to finance the costs of the Maintenance Facility Project and the Caltrans Site Acquisition Project, where such credit facility would be subordinate to the Port's bonds and repayment would be limited to Port revenues; and,

WHEREAS, Based on responses to the RFP, the Port selected Canadian Imperial Bank of Commerce (the "Bank") to provide a limited subordinate credit facility; and,

WHEREAS, The Port desires to enter into an Interest Rate Cap Confirmation Agreement with the Bank to mitigate interest rate risk over the term of loans under the credit facility; and,

WHEREAS, A copy of the proposed Limited Subordinate Credit Facility between the Port Commission of the City and County of San Francisco and the Bank, is on file with the Clerk of the Board of Supervisors in File No. 173-97-3 (the "Credit Facility"); and,

WHEREAS, A copy of the proposed Interest Rate Cap Confirmation Agreement between the Port Commission of the City and County of San Francisco and the Bank, is on file with the Clerk of the Board of Supervisors in File No. 173-97-3 (the "Cap Confirmation Agreement"); and,

WHEREAS, The Port Commission, by Resolution No. 97-38, considered the Certificates of Determination of Exemption from Environmental Review, dated April 21, 1997 and May 5, 1997, issued by the Department of City Planning, Office of Environmental Review, copies of which are on file with the Clerk of the Board of Supervisors in File No. 173-97-3, and found that the Maintenance Facility Project is categorically exempt from the California Environmental Quality Act ("CEQA") under Sections 15301 and 15303 of the CEQA Guidelines and S.B. 101, signed by the Governor on or about April 12, 1997; and,

WHEREAS, The proposed Caltrans Site Acquisition Project by the City remains subject to completion of an environmental impact report, or any other required environmental analysis, and the approval of the Port Commission, Board of Supervisors and Mayor, in their discretion, and the loan funds allocated to this proposed project from the Credit Facility shall not be drawn unless and until all of these approvals are in place; now, therefore, be it

RESOLVED, That in accordance with the recommendation of the Port Commission, the Board of Supervisors approves the form and substance of the Credit Facility and the Cap Confirmation Agreement and authorizes and urges the Executive Director of the Port to execute the Credit Facility and the Cap Confirmation Agreement, in substantially the form of such agreements presented to the Board of Supervisors; and, be it

FURTHER RESOLVED, That the aggregate principal amount of the loans under the Credit Facility shall not exceed $12,000,000, and the source of repayment shall be from Port revenues only, as provided in the Credit Facility; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves the agreement of the Port Commission to indemnify the Bank for certain claims and costs associated with the Bank's enforcement or preservation of its rights under the Credit Facility, such claims to be payable only from the Port's net revenues, all as further set forth in the Credit Facility; and, be it

FURTHER RESOLVED, That the Board of Supervisors adopts the findings set forth in the Certificates of Determination of Exemption from Environmental Review, dated April 21, 1997 and May 5, 1997, issued by the Department of City Planning, Office of Environmental Review, copies of which are on file with the Clerk of the Board of Supervisors under File No. 173-97-3, which find that the Maintenance Facility Project is categorically exempt from CEQA under Sections 15301 and 15303 of the CEQA Guidelines and S.B. 181, signed by the Governor on or about April 12, 1997; and, be it

FURTHER RESOLVED, That the City, including its Port, shall not use any portion of the funds available under the Credit Facility for the proposed Caltrans Site Acquisition Project unless and until the City, including its Port, completes, reviews and considers the environmental impact report, or any other required environmental

analysis, and approves the proposed Caltrans Site Acquisition Project following such review and consideration; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Executive Director of the Port, or the Director's designee, to enter into any additions, amendments or other modifications to the Credit Facility and Cap Confirmation Agreement (including, without limitation, preparation and attachment of, or changes to, any or all of the exhibits to such agreements) that the Executive Director of the Port, in consultation with the City Attorney, determines are in the best interests of the City, do not increase the amount or term of the Credit Facility, or materially increase the obligations or liabilities of the City, and are necessary or advisable to complete the transaction which the Credit Facility contemplates and effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by the Executive Director of the Credit Facility and Cap Confirmation Agreement and any amendments to such agreements; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes and urges the Executive Director of the Port and any other officers, agents or employees of the City to take any and all steps (including, but not limited to, the execution and delivery of any and all certificates, agreements, notices, consents, instructions, closing documents and other instruments or documents) as they or any of them deems necessary or appropriate, in consultation with the City Attorney, to consummate the transaction under the Credit Facility and

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Cap Confirmation Agreement in accordance with this resolution, or to otherwise effectuate the purpose and intent of this resolution, such determination to be conclusively evidenced by the execution and delivery by such persons of any such documents; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves, confirms and ratifies all prior actions taken by the officials, employees and agents of the City with respect to the RFP, the Credit Facility and the Cap Confirmation Agreement, and, be it

6/16/97
rt

RECOMMENDED:

Executive Director of the Port

6/16/97

FURTHER RESOLVED, That this contract is approved contingent upon confirmation from the Human Rights Commission or City Attorney that the contract is in compliance with Chapter 12B of the Administrative Code.

rt

PORT COMMISSION
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina Newsom Teng Yaki Yee

Excused: Supervisor Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 173-97-3

JUN 18 1997
Date Approved

Mayor

FILE NO. 221-97-1 RESOLUTION NO. 595-97

[For Consideration]

URGING THE ADMINISTRATION TO EXAMINE THE POSITIVE ATTRIBUTES OF THE UTILIZATION OF FLEX-TIME.

WHEREAS, The City and County of San Francisco explore the benefits of utilizing flex time scheduling; and

WHEREAS, Flex time scheduling would ease traffic congestion during normal commute hours; and

WHEREAS, Flex time scheduling would aide City employees who are restricted and hampered with conflicting child care schedules ; and

WHEREAS, Employment opportunities would now be extended to those who were hindered with traditional work hours; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco express its desires to explore the utilization of flex time scheduling for City employees despite their classification and union affiliation.

SUPERVISORS YEE, KATZ, MEDINA

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leal Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 221-97-1

JUN 18 1997

Date Approved

Mayor

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JUL 17 1997

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FILE NO. 223-97-15 RESOLUTION NO. 596-97

[Liquor License/690 – 18th Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 20 OFF-SALE BEER AND WINE LICENSE TO PRAPAS LUAMSANG, FOR LS ACQUISITION CORPORATION LOCATED AT 690 – 18TH STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE; WITH A CONDITION.

WHEREAS, Prapas Luamsang is seeking the issuance of an Type 20 off-sale beer and wine license on for LS Acquisition Corporation located at 690 – 18th Street; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved with a condition; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that issuance of a Type 20 off-sale beer and wine license to Prapas Luamsang, for LS Acquisition Corporation located at 690 – 18th Street, will serve the convenience of the people of the City and County of San Francisco with the following condition:

Selling of wine only.

BOARD OF SUPERVISORS

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina Newsom Teng Yaki

Absent: Supervisors Kaufman Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 223-97-15

JUN 1 8 1997

Date Approved

Mayor

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JUL 17 1997

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FILE NO. 223-97-16 RESOLUTION NO. 597-97

[Liquor License/155 Sansome Street]
DETERMINING THAT THE TRANSFER OF A TYPE 50 ON-SALE GENERAL-CLUB ALCOHOLIC BEVERAGE LICENSE TO HANK BASAYNE FOR THE PRESS CLUB PREVIOUSLY LOCATED AT 555 POST STREET TO 155 SANSOME STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Hank Basayne is seeking the transfer of a Type 50 on-sale general-club alcoholic beverage license for the Press Club previously located at 555 Post Street to 155 Sansome Street; and

WHEREAS, The Planning Department has verified that the area is zoned properly; and

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that transfer of a Type 50 on-sale general-club alcoholic beverage license to Hank Basayne for the Press Club previously located at 555 Post Street to 155 Sansome Street, will serve the convenience of the people of the City and County of San Francisco.

BOARD OF SUPERVISORS
HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco June 16, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina Newsom Teng Yaki

Absent: Supervisors Kaufman Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 223-97-16

JUN 18 1997
Date Approved

Mayor

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JUL 17 1997
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FILE NO. 164-97-3 RESOLUTION NO. 598-97

[China Basin Ballpark - Street Vacation]

DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS TO VACATE CERTAIN STREET AREAS WITHIN THE SITE AT CHINA BASIN FOR THE SAN FRANCISCO GIANTS BALLPARK PROJECT; SETTING THE HEARING DATE OF JULY 14, 1997 FOR ALL PERSONS INTERESTED IN THE PROPOSED VACATION OF THE STREET AREAS; AND ADOPTING FINDINGS REGARDING CONSISTENCY WITH THE CITY'S GENERAL PLAN AND EIGHT PRIORITY POLICIES OF CITY PLANNING CODE SECTION 101.1.

WHEREAS, On March 26, 1996, the voters of the City and County approved Proposition B, which made certain changes to the City's zoning laws to allow a new ballpark to be developed at China Basin on a site bounded generally by King Street, Second Street, China Basin Channel and Third Street; and,

WHEREAS, In furtherance of Proposition B, an ordinance proposing amendments to the City's General Plan has been introduced for consideration by the Board of Supervisors, which ordinance and proposed amendments are on file with the Clerk of the Board of Supervisors in File No. 271-97-5; and,

WHEREAS, There has also been introduced for consideration by the Board of Supervisors an ordinance amending the Rincon Point-South Beach Redevelopment Plan to add the China Basin site to the Redevelopment Project Area to accommodate the development of the ballpark, which ordinance and proposed amendments are on file with the Clerk of the Board of Supervisors in File No. 151-97-3; and,

WHEREAS, In order to fulfill the purposes of Proposition B and to achieve the redevelopment purposes of the proposed amendments to

the Rincon Point-South Beach Redevelopment Plan, it is necessary to vacate certain street areas located within the site at China Basin for the proposed ballpark; and,

WHEREAS, The general location and extent of such street areas to be vacated (collectively, the "Street Areas") are described as (i) Berry Street between Third Street and Second Street and (ii) Second Street between King Street and Berry Street; and,

WHEREAS, The Street Areas are shown in the Department of Public Works' SUR Maps Nos. 496 and 596, dated June 11, 1997 and are more particularly described in the legal descriptions attached to such maps, copies of such maps and legal descriptions being on file with the Clerk of the Board of Supervisors in File No. 164-97-3; and,

WHEREAS, On March 25, 1997, the San Francisco Port Commission, by Resolution No. 97-26, authorized the Executive Director of the Port to submit an application to the Department of Public Works to begin the process of vacating the Street Areas; and,

WHEREAS, The Street Areas are unnecessary for present or prospective public use; and,

WHEREAS, The public convenience and necessity require no easements be reserved for any public utility facilities that are in place in the Street Areas and that any rights based upon any such public utility facilities be extinguished; and,

WHEREAS, On June 6, 1997, the Director of City Planning sent a letter, a copy of which is on file with the Clerk of the Board

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of Supervisors in File No. 164-97-3, wherein the Director found that the proposed vacation of the Street Areas is consistent with the proposed amendments to the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1; and,

WHEREAS, The Port, in coordination with the Redevelopment Agency of the City and County of San Francisco, will take measures to provide adequate vehicular and pedestrian access to the tenants of the South Beach Marina and the adjacent ILWU building during and after construction of the ballpark; now, therefore, be it

RESOLVED, That under Section 8320 of the California Streets and Highway Code, the Board of Supervisors declares that it intends to order the vacation of the Street Areas, as described in the maps and legal descriptions referred to above on file with the Clerk of the Board of Supervisors in File No. 164-97-3; and, be it

FURTHER RESOLVED, That the vacation of the Street Areas shall be conditioned upon, and shall not become effective unless and until (i) the City and County, through its Port Commission, and the China Basin Ballpark Company LLC ("CBBC") enter into a Lease Disposition and Development Agreement for development of the ballpark by CBBC at the China Basin site, (ii) the Board of Supervisors approve the proposed amendments to the General Plan, which are on file with the Clerk of the Board of Supervisors in File No. 271-97-5 and such amendments become effective, and (iii) the City and County, through its Port Commission, acquires title from the State of California to

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the property described generally as Assessor's Block 3794, Lots 3B and 27 (the "Caltrans Parcel"); and, be it

FURTHER RESOLVED, That the vacation of the Street Areas is conducted under the general vacation procedures of the Public Streets, Highways and Service Easements Vacation Law (Streets and Highway Code Section 8320 et seq.); and, be it

6/17/97
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FURTHER RESOLVED, That notice is hereby given that on the 14th day of July, 1997, beginning at 3:00 p.m. in the Legislative Chamber of the Board of Supervisors, all persons interested in or objecting to the proposed vacation will be heard; and, be it

FURTHER RESOLVED, That the Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth the findings in the Director of Planning's letter referred to above, that the proposed vacation of the Street Areas is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board of Supervisors to transmit to the Director of Public Works a certified copy of this resolution, and this Board requests the Director of Public Works to publish or post this

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resolution promptly and to give notice of the hearing of such contemplated action, in the manner required by applicable law.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property

Mark Primeau
Director of Public Works

for

Douglas F. Wong
Executive Director
Port of San Francisco

DESCRIPTIONS
APPROVED/CHECKED:

Port Engineer

Adopted - Board of Supervisors, San Francisco June 23, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Leal Medina Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
164-97-3

JUN 26 1997
Date Approved

Mayor

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JUL 17 1997

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FILE NO. 4-97-28 RESOLUTION NO. 599-97

[Commendation]

RECOGNIZING THE AMERICAN RED CROSS YOUTH FOR CHINATOWN ELDERLY PROGRAM.

WHEREAS, The American Red Cross Youth for Chinatown Elderly Program is celebrating its 25th Anniversary Volunteer Recognition Luncheon; and

WHEREAS, The Red Cross Youth for Chinatown Elderly Program was the national award recipient of the School and Community Award for Youth in Health and Safety; and

WHEREAS, More than 1,500 members of the Red Cross Youth for Chinatown Elderly Program have provided services to Chinese seniors since 1972; and

WHEREAS, More than 1,500 members of the Red Cross Youth for Chinatown Elderly program have provided numerous volunteer services to community-based and non-profit organizations with consistent high standards; and

WHEREAS, Red Cross Youth for Chinatown Elderly Program has produced the first ever bilingual (English and Chinese) newsletter as a vehicle for education and communication; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco congratulates the American Red Cross Youth for Chinatown Elderly Program for its 25th anniversary, and recognize the efforts and dedication of the volunteers and staff; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco, do hereby recognize Monday, June 23rd, 1997 as the American Red Cross Youth for Chinatown Elderly Day.

SUPERVISOR YEE, KATZ, MEDINA, LEAL

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco June 23, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 4-97-28

JUN 27 1997
Date Approved

Willie L. Brown Jr.
Mayor

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JUL 17 1997
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FILE NO. 6-97-119 RESOLUTION NO. 600-97

[Commending Mark Rand]

COMMENDING MARK O. RAND FOR HIS LONG STANDING DISTINGUISHED AND DEDICATED SERVICE TO THE CITY AND COUNTY OF SAN FRANCISCO WITH THE DEPARTMENTS OF PUBLIC WORKS AND OF THE PARKING AND TRAFFIC.

WHEREAS, Mark Rand has served for 30 (thirty) years with the Departments of Public Works and Traffic; and,

WHEREAS, He served as Chair for the Interdepartmental Staff Committee on Traffic and Transportation for two years; and,

WHEREAS, He skillfully managed and coordinated the demolition of the Embarcadero Freeway and the north portion of the Central Freeway; and,

WHEREAS, He was manager of the Sign Division for five years, for which he was named Department of Public Work's Manger of the year; and,

WHEREAS, He effectively participated in the formulation of the City's various Neighborhood Traffic Control Plans; and,

WHEREAS, He designed and implemented the immensely popular Dewy Traffic Circle and related traffic calming improvements; and,

WHEREAS, He served as Department of Parking and Traffic representative on the Doyle Drive Task Force; and,

WHEREAS, He implemented the bus bulb program to facilitate traffic flow and transit operations; and,

WHEREAS, He participated in the planning and redesign of the Great Highway; and,

WHEREAS, He implemented various improvements in the Golden Gate Park through the Master Plan; and,

WHEREAS, He participated in the planning of the Moscone Center; and,

WHEREAS, He participated in the implementation of the Marina District Traffic Management Plan; and,

WHEREAS, His management and technical skills, low key approach, and sense of humor have been in inspiration to his staff; and,

WHEREAS, On June 30, 1997, he is retiring from his position as manager of the Department of Parking and Traffic, Traffic Engineering Division's Traffic Management Section; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby commend Mark O. Rand for his long-standing distinguished and dedicated service with the Department of Public Works and of Parking and Traffic.

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Adopted - Board of Supervisors, San Francisco June 23, 1997

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leal
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
6-97-119

JUN 27 1997
Date Approved

Mayor

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